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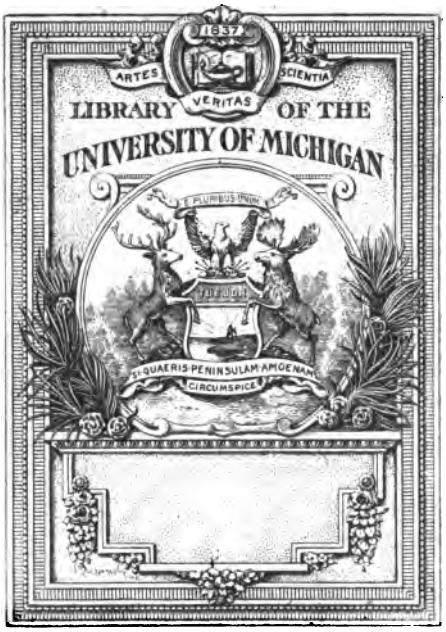
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JOURNAL

OF

THE SENATE

OF THE

STATE OF SOUTH-CAROLINA.

BEING ITS

ANNUAL SESSION OF 1843.

COLUMBIA, S. C.,
A. H. PEMBERTON, STATE PRINTER.
1843.

JOURNAL

OF

THE SENATE

OF THE

STATE OF SOUTH-CAROLINA.

MONDAY, NOVEMBER 27, 1843.

In pursuance of the provisions of the tenth section of the first article of the Constitution of the State of South-Carolina, the Members of the Senate assembled in the Senate Chamber, in the Capitol, at Columbia, at 12 o'clock, M. this day.

The PRESIDENT took the Chair, and on the roll being called, the following Senators answered to their names, viz.:

The Hon. A. PATTERSON,
AIKEN, WILLIAM
BOOZER, LEMUEL
BUCHANAN, JOHN
BUFORD, W. J.
CAIN, W.
CLOWNEY, WM. K.
DARGAN, GEORGE W.
DAVID, J. E.
DOUGLASS, DONALD
DOUGLASS, JOHN
EVINS, ALEXANDER
FELDER, JOHN M.
FICKLING, JEREMIAH
FRAMPTON, JOHN E.
GREGG, JAMES
HANNA, WM. J.
HIGGINS, FRANCIS B.
JETER, JOHN S.
JOHNSON, H. G.
MCKENNA, WILLIAM
MOSES, F. J.
MURRAY, J. S.
MURRAY, WILLIAM M.
RHAME, L. F.
RHETT, JAMES S.
RIVERS, JOHN
THOMSON, CHARLES R.
THOMSON. H. H.
WALKER, DAVID
WITHERSPOON, I. D.
YOUNG, H. C.

The PRESIDENT announced that a quorum of the Senate was present.

The PRESIDENT announced that the Hon. J. C. SESSIONS, Senator from Horry, had accepted a disqualifying office since the last adjournment of the Legislature, and that he had issued a Writ of Election to fill the vacancy.

Mr. MOSES stated to the Senate, that the Senator elect was present, and ready to take the oath.

Mr. JOEL B. SKIPPER, Senator elect from Horry, thereupon appeared at the Clerk's desk, his credentials were read, the oath was administered, and he took his seat.

Mr. FELDER, after announcing to the Senate that Mr. J. B. FULTON, the Door-Keeper, had been seriously injured by an accident which had befallen him, offered the following Resolution, which was agreed to by the Senate:

Resolved, That THEODORE D. FULTON be requested to act as Assistant Door-Keeper to the Senate during the present Session.

Mr. RHETT gave notice, that on Wednesday next he will introduce a

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Bill to alter and amend the fifth section of the "Act to re-organize the Courts of Law of this State, &c., and also the Courts of Equity," so as to transfer the sittings of the Courts of Appeals in Law and Equity for Charleston District, from Columbia to Charleston.

Mr. WITHERSPOON gave notice, that on Wednesday next he will introduce a Bill to inflict capital punishment on slaves and free persons of color, who may commit certain offences.

On motion of Mr. WITHERSPOON, a Message was ordered to be sent to the House of Representatives, informing that House that the Senate had met and formed a quorum, and was ready to proceed to business.

Messrs. WITHERSPOON and CLOWNEY were appointed a Committee to wait on his Excellency the Governor, and inform him that the Senate had met and formed a quorum, and was ready to receive any communication from him. Mr. WITHERSPOON, from the Committee, informed the Senate that his Excellency would communicate with the Senate to-morrow, at 12 o'clock.

Mr. AIKEN presented the Abstract of the City and Transient Poor for Charleston, for 1843; and also the statement of payments made by the City of Charleston, for transient poor for twelve months to 31st August last; which were referred to the Committee on Finance and Banks.

Mr. AIKEN presented the Petition of the German Riflemen, for incorporation; and the Petition of the "Societie Francais," for a renewal of their charter; which were referred to the Committee on Incorporations and Engrossed Acts.

Returns from the Commissioners of Free Schools for the year 1843, were presented by

Mr. AIKEN, for St. Philip's and St. Michael's,
Mr. RHETT, for Christ Church,
Mr. W. M. MURRAY, for St. John's, Colleton,
Mr. WITHERSPOON, for York,
Mr. McKENNA, for Lancaster; and they were referred to the Committee on the College, Education and Religion,

On motion of Mr. FELDER, *Ordered*, That when the Senate adjourns, it shall stand adjourned to meet to-morrow, at 12 o'clock.

On motion of Mr. CLOWNEY, the Senate adjourned.

TUESDAY, NOVEMBER 28, 1843.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the Journal of the proceedings of yesterday.

At the hour of 12 o'clock, His Excellency the Governor, communicated to the Senate his Message No. 1, which was read, as follows, and on motion of Mr. WITHERSPOON, was ordered to be printed, and, to be made the Special Order of the Day for Thursday next, at 1 o'clock, P. M.

EXECUTIVE DEPARTMENT,
COLUMBIA, Nov. 28, 1843.

Gentlemen of the Senate
and House of Representatives:

Since your adjournment the late long continued depression of financial affairs throughout the world, has reached and passed, what we have much reason to believe was its final crisis. During the last Spring prices of every descrip-

tion fell to the lowest point ever known, but have since continued steadily, though gradually to advance. The revival of business has not been the effect of accidental causes, or speculative operations, or expansion of the paper currency: nor is it owing to any act of legislation in any part of the world favorable to trade. It has been the natural result of industry, economy, and time, which have swept off a large proportion of the embarrassments created by the disasters of the past, and accumulated at all the great commercial points, in safe hands, a vast and unexampled amount of sound *metallic* capital. We have therefore good reason to indulge the hope that it will be permanent, and to felicitate ourselves on the dawn of a new era in trade and finance.

There is but one serious obstacle now apparent that can arrest and roll back in any short period, the returning tide of our prosperity; and that is, the narrow and delusive idea which still seems to prevail with a majority of those who rule the world, that they can promote the interests of their respective countries, by fettering trade and building up monopolies. Until we seriously approximate to universal Free Trade—to an unrestricted exchange of the surplus productions of one country for the surplus of another, by which means, the wants of all will be supplied in the cheapest manner, and commerce, currency and credit established in natural and enduring channels, the periodical recurrence of speculations, fluctuations and disasters, that will convulse the world, must be looked for with perfect certainty.

It is a matter for congratulation, that England, the source and centre from which have directly or indirectly sprung nearly all the great improvements of modern times, has given evidence of a serious change on this great question. Her recent legislation has been decidedly directed towards a relaxation of her prohibitory and protective laws. It is to be regretted, at the same time, that nearly every other important power in Europe, has within a few years past, in its convulsive efforts to throw off the embarrassments of the times, increased restrictions upon trade. Whilst our own Government, recurring to that policy which is every where else regarded as one of the most odious features of aristocratic and despotic power, and held in abhorrence by the people, has re-enacted its Tariff laws, and made them more rigorous and oppressive than they have ever been before. That a Government like ours, purporting to be based on perfect freedom and equality, should perpetrate such laws; and that a people so intelligent as ours—so distrustful of their rulers—so ready to resist injustice, and oppression,—four-fifths of whom are agriculturists, all deeply injured by restrictions upon foreign commerce—should permit such an execrable system to be fastened on them, is one of the most extraordinary events in the history of the age. To the enlightened views so rapidly gaining ground among those who control the English Government—to the progress of true knowledge among the other States of Europe, and to the change of power into other hands, which is just about to be realized in our country, I look with confidence for a vast amelioration and early abandonment of the whole system of protective duties.

In the meantime it should be borne constantly in mind, that any departure from the great principles of industry, economy, and a steady faith, that with the practice of these two cardinal virtues, time will do the rest, must be attended with the most serious consequences to our future welfare. And perhaps no occasion could be more auspicious than the present, for you to institute a close and searching examination into the precise condition of our State, in all its departments, and introduce such alterations and reforms as will enable her to take the tide of prosperity to most advantage, and maintain it longest.

Her financial condition claims, perhaps, at this especial moment, your first attention. The public debt of the State may be put down in round numbers at three millions and a half of dollars ($3,500,000.)

The following is a correct Statement of the items, viz:

Date.	Amount outstanding.	Rate of Interest.	When Reimbursable.	Object of the Loan.
1794–5	$ 193,501 85	3 per cent.	At will	Payment of Revolutionary Claims.
1824	250,000 00	5	January 1846	Internal Improvements.
1826	300,000 00	5	1846	Do. do.
" "	10,000 00	6	1850	Benefit of Mrs. Randolph.
1838	141,662 50	5	1858	Subscription to S. Western R. Road Bank.
" "	1,035,555 55	5	1860	Rebuilding City of Charleston.
" "	964,444 44	6	1870	Do. do. do.
1839	200,000 00	6	1848	Loan and Subs'n to L. C. & C. R. R. Com'y.
" "	200,000 00	6	1850	Do. do. do. do.
" "	200,000 00	6	1852	Do. do. do. do.
	$3,495,164 35			

$1,051,422 00—Amount of Surplus Revenue deposited with the State.
2,000,000 00—Amount of Loan by the L. C. & C. Rail Road, guaranteed by the State.

It is highly probable the State will never be called on to refund the Surplus Revenue, though her liability for it should never be forgotten, in an estimate of her debt. It is to be hoped that her guarantee of the Rail Road Bonds is only nominal, and that in due season they will be discharged by the Rail Road Company. I therefore deduct these items, in stating the Public Debt for which certain and early provision must be made, at THREE MILLIONS AND A HALF.

It will be perceived that the payments of this debt run through a period of twenty-six years, and that the heaviest instalments are the last. Admitting that the State will punctually discharge it as it falls due, without creating another, it is yet a serious question whether she should not use every effort in her power to discharge it earlier. A public debt is no longer regarded any where as a public blessing, and such a mass of it hanging over her for such a period must press heavily upon the enterprise and resources of the State.

I feel called on however to declare, that I do not believe the debt will be paid even as it falls due, without creating a fresh one in lieu of it, or a large portion of it, unless important changes are made in the financial arrangements of the State. And as these changes might, if effected at all, be so made as to discharge it at a much earlier period, it seems to me the wisest policy to relieve the people as speedily as possible of this immense pressure. The debt can be *bona fide* paid only by levying taxes to the amount of it, or by using the funds of the State already in existence. Although I have not the least doubt that the people would, without a murmur, submit to be taxed to any amount, rather than the slightest imputation should rest upon the good faith of the State, yet while there exists any other means of meeting her obligations, I presume no one will propose to resort to onerous taxation. The only alternative, is to use the funds of the State now committed to the management of the Bank.

The idea has been often and recently gravely put forth, that the Bank would pay the debt as it became due out of the profits arising from the operations of Banking. To shew the fallacy of such an idea, it is only necessary to compare the interest on the debt with the profits of the Bank. The interest amounts at this time to one hundred and eighty-six thousand, six hundred and

thirty-one dollars and ninety-six cents ($186,631 96) per annum, exclusive of expenses, which must raise the expenditure for this purpose to at least one hundred and ninety thousand dollars ($190,000) annually. The nett profits of the Bank, for the fiscal year of 1842, were reported at two hundred and ten thousand, seven hundred and sixty-nine dollars and forty-two cents, ($210,769 42,) leaving a balance of twenty thousand seven hundred and sixty-nine dollars, and forty-two cents ($20,769 42.) The nett profits of the last fiscal year amounted to two hundred and twenty-six thousand, seven hundred and thirty-two dollars and seventeen cents, ($226,732 17,) leaving a balance in favor of the Bank, of thirty-six thousand, seven hundred and thirty-two dollars and seventeen cents, ($36,732 17.) It is obvious that an annual accumulation to the amount of the largest of these sums, would not discharge the debt in much less than a century. Nor is there, any just ground for anticipating a great increase of profits for the future. The period for immense returns from Banking operations has passed away, and it is to be hoped, forever. Such is especially the case with this Bank, since the monopoly, which it so long enjoyed in this State, has ceased, and cannot be revived again.

It is also said that the State has received and still retains equivalents for a large proportion of her debt which can be converted at the proper time for paying it. She possesses eight thousand (8,000) shares of Rail Road and Rail Road Bank Stock, which it is gratifying to state, is rising rapidly in value, and it is to be hoped will one day be worth to her the eight hundred thousand dollars (800,000) which it cost. She holds also the obligation of the Rail Road Company for upward of $400,000 more, which is doubtless perfectly secure. But these investments could hardly be made available to meet a crisis, and unless converted very gradually, can only be done at a heavy loss. Nor do the small dividends declared materially assist in paying the interest of the Stock issued to make them. For the rest—the Sinking Fund, the Fire Loan, and the Surplus revenue, they are all *Banked on*, and although separate accounts are kept of them in the Bank books, they are as essentially a part of the Bank Capital as the comparatively small portion which is acknowledged to be such. They have been loaned out, and to be used to pay the public debt, must, like other discounts, be collected from the debtors of the Bank. In short, what are supposed to be equivalents for the State debt, are securities of no higher value than those in which all the other funds of the State have been invested by the Bank, nor are they more readily convertible into money.

It is said again, that one million ($1,000,000) of our internal improvement debt has been redeemed, and this is taken as proof of the capacity of the Bank to redeem the whole debt. It is true that one million has been paid, but it has been made the pretext for issuing stock to the amount of one million seven hundred and six thousand, one hundred and six dollars and ninety-four cents, ($1,706,107 94,) thus actually increasing the public debt seven hundred thousand dollars, instead of diminishing it.

This can be readily made to appear. In a moment of generous enthusiasm, worthy of the character of the State and her citizens, a bill was passed at the extra session in 1838, almost by universal consent, to borrow two millions of dollars ($2,000,000) for rebuilding the City of Charleston, after the calamitous fire of that year. Of this amount, one million and thirty-five thousand, five hundred and fifty-five dollars and fifty-five cents ($1,035,555 55,) was obtained in London, on 5 per cent. bonds. This was loaned to the citizens of

Charleston for building purposes, and supplied all their wants. Faith and justice to the people of the State, required that the balance of the bonds not sold for the purpose for which they were issued, and not wanted for it, should have been destroyed. The bank, however, obtained the Governor's consent to raise them to 6 per cent. bonds, to the amount of nine hundred and sixty-four thousand, four hundred and forty-four dollars, forty-four cents, ($964,444 44,) and took possession of them as a loan from the State to itself, and merely charged itself debtor to the State in that amount on the books of the bank; though it still continues to report the whole two millions as the "Fire Loan." The pretext for this, was to pay the instalments of the debt of eight hundred thousand dollars ($800,000,) which fell due in 1840; and of two hundred thousand dollars ($200,000) which fell due in 1842. And on that ground, the Legislature afterwards, in 1841, sanctioned the conduct of the bank, by laying on the table a resolution to cancel this remainder of the Fire Loan Bonds. But this was not all. At the regular session, in December, 1838, the Legislature passed an Act confirming the subscription of the Governor to the Rail Road Bank, and authorizing the Comptroller General to pay it by drafts upon the Bank of the State, or by an issue of 5 per cent., in case the President and Directors of the Bank found it embarrassing to advance the funds. Although the Sinking Fund at that time amounted to eight hundred and twenty-four thousand dollars ($824,000) and the Surplus Revenue to nine hundred and fifty-one thousand dollars ($951,000) and the large balance of the Fire Loan Bonds before mentioned was absorbed by the Bank during the current fiscal year, the 5 per cent stock was issued to the amount of two hundred thousand dollars ($200,000) though afterwards reduced to one hundred and forty-one thousand, six hundred and sixty-two dollars and fifty cents ($141,662 50.) And again at the Session of 1839, the Legislature transferred to the Sinking Fund, to aid in the liquidation of the public debt, six hundred thousand dollars ($600,000) of the Surplus Revenue, which had been pledged to the payment of the subscription of the State to the Rail Road Company, and issued for that purpose the same amount of 6 per cent. stock. The operations in both these instances was precisely the same as if these stocks had been created to pay the public debt, the appropriate funds in the Bank being withheld on that account. Thus in the whole was seventeen hundred thousand dollars borrowed to pay the one million of internal improvement bonds; and that at a period when the Sinking Fund and Surplus Revenue,—funds specially applicable to such a purpose, exceeded not only the debt paid, but even the enormous sum borrowed, and would have covered both the instalments of the debt and the subscription to the Rail Road Company and Bank had they been so applied. If the history of the past is to furnish any criterion by which to judge of the future, I fear that whenever an instalment of the public debt becomes due, some scheme will be devised to induce the Legislature to issue new stock to redeem it; and if at every payment, seventy per cent. more than is paid, is borrowed, it requires no gift of prophecy to foresee that this process of redemption will overwhelm the State in debt. I fear, too, that it may be considered as certain, that the bank will never, unless forced to do it, part with a dollar of its capital, or of the funds used as capital, to pay any portion of the principal of the debt. To diminish its funds would be to curtail its power and influence; and though history does record some rare instances of men—exceptions to the general rule—who have voluntarily resigned power, I do not remember a single one of a corporation of any kind having done it.

Being fully assured that the Bank can never pay the public debt by the profits arising from its operations, but being equally convinced that it never will voluntarily pay any part of it out of its capital, I suggest to you the propriety of requiring it, under penalty of forfeiting its charter, to purchase annually, and at some period in each year to cancel, in the presence of the Comptroller General, State Bonds to the amount of five hundred thousand dollars, besides paying the interest on the balance. By such an arrangement the whole debt would be paid in seven, instead of twenty-six years.

It may be doubted by some, whether the Bank will be able to withdraw so large a sum from her debtors annually, without producing great distress in the State. It might be answered, that according to its own report, the Bank collected and paid out during the single fiscal year of 1840, upwards of twelve hundred thousand dollars; and the pressure of the money market at that time, was incomparably heavier than it now is, or is likely soon to be. There could not, in fact, be a more favorable juncture than the present, to commence the operation I suggest. Money is abundant among capitalists, interest extremely low, and safe investments scarce; and a season of prosperity is evidently about to open on us.

I think, however, it can be made manifest, that these purchases can be effected without serious inconvenience to any class of the Bank's debtors. There is now, and is usually due the Bank on notes discounted, over two millions of dollars ($2,000,000.) The Bonded debt exceeds six hundred thousand dollars ($600,000) The Suspended Debt, and Debt in Suit, amount to upwards of four hundred thousand dollars ($400,000,) and the Fire Loan discounts to above a million of dollars ($1,000,000,) making an aggregate amount now due the Bank, of more than four millions of dollars (4,000,000.) With its specie and other funds, including its investments in other than State Stocks, and five hundred thousand dollars ($500,000) of this debt, it should be fully able to redeem its circulation and deposits, and pay all other demands upon it—leaving three and a half millions applicable to the public debt. Besides this, the Bank owns, or did own on the 30th Sept. last, upwards of four hundred and fifty thousand dollars ($450,000) in Stock of this State. This Stock, with only fifty thousand dollars invested in the same way, might constitute the redemption of the first year: and for that period no debtor need be disturbed. It is understood that one million of the amount of Notes Discounted, consists of accommodation paper, at short dates. These accommodations might be curtailed during the second and third years without inconvenience to the customers of the Bank, who could readily obtain discounts elsewhere in the present redundant condition of the Bank Capital in this State. In the mean time the Fire Loan Discounts would be falling due to a considerable amount, and if after three years notice, the debtors on Stationary Discounts and Bonds could not be prepared to liquidate their liabilities at the rate of twenty-five per cent. per annum, a longer indulgence would not only be unsafe, but extremely unwise.

Whenever it has been heretofore suggested that the Bank should curtail its discounts, or call in its debts, the reply has been promptly made, that the planters will be distressed, and that this is a Planters' Bank. When a planter borrows money, it is almost always for speculation, or to pay the losses of speculation. He never needs a Loan to carry on his legitimate planting operations; and when he becomes a borrower, even if it be to hold his produce, or to purchase lands and laborers, he becomes as much a speculator as the merchant or broker, and is entitled to no more indulgence. The only

Bank which could really benefit the planters, would be a Savings Bank, where the cash balances from their crops might be deposited on interest until required.

It will probably be said that the scheme I have proposed for paying the Public Debt, will virtually throw the Bank into a state of liquidation. Not so, however. Its present actual capital amounts to four millions of dollars ($4,000,000)—the debt to three millions and a half ($3,500,000,) which if paid, will leave the handsome sum of five hundred thousand dollars ($500,000) for Banking purposes. To this might be added the Shares of the State in the Rail Road Company and Bank, and also their obligation. This would raise the nominal capital to one million, seven hundred thousand ($1,700,000) and would give it one intrinsically worth considerably more than its present acknowledged, permanent capital, which amounts to only eleven hundred and fifty-six thousand, three hundred and forty-eight dollars, and forty-eight cents ($1,156,348 48.)

But even if the operation of paying the Public Debt should absorb the Bank entirely, it would, in my opinion, constitute no objection to the scheme, The State would get rid of two evils at once. It is at least a question whether all Banks are not evils. That a Bank operating like ours on the funds and credit of the State, is, seems to be generally conceded. The best proof of it is that almost all other Banks so framed, save ours, have failed—producing incalculable embarrassment and suffering. An equally clear proof of the opinion of the people of this State, is the unexampled unanimity with which they have for several years past waged an unremitted warfare against the establishment of a similar, and not more objectionable institution, by the Federal Government. That our Bank has neither failed nor produced any great political crisis, is owing to our extreme good fortune, in having always had at its head men of the highest character, and uncommon ability. Its other officers and directors, too, have been almost without exception, gentlemen of intelligence and strict integrity. The character of the people of our State is also opposed to extensive speculations, and perhaps no where in the world is a default in the public trust regarded with such universal and utter abhorrence. All these necessary elements of past success cannot be expected to co-exist forever. As men, we may be permitted to indulge the hope that they may. As Legislators, you would be forgetful of history and human nature to calculate upon it. Was it now an original question, few voices I apprehend would be found in favor of a Bank of the State. Having run a career of thirty years, might it not be wise to apply at this time an active and searching test to its success and soundness? I have not the slightest reason to doubt its present soundness. But too much depends upon the fact, to admit of much longer delay in ascertaining it beyond all question. Nor is it a matter of less grave consideration, whether the State is to borrow money forever, in order to loan it out at the same, or nearly the same rates of interest, subject to all the expenses, fluctuations and disasters of Banking—a business which of all others has proved the most uncertain and ruinous to States and individuals.

The strongest objection that I see to the plan I have suggested for the speedy payment of the Public Debt, is the doubt whether the State Stock can be purchased at such amounts at par. Within the next seven years however, nine hundred and sixty thousand dollars ($960,000) of debt will be redeemable, at par. Of the Stock now held by the Bank, there was on the 30th September, certainly sixty-four thousand dollars ($64,000,) perhaps more, not

redeemable within that time, but already obtained at par. A million more, redeemable in 1860, is held in Europe, and is there quoted below par, though it is a matter of pride for us to know that it stands higher than the Stock of any other State, save one. In the present condition of American credit abroad, this Stock might probably be purchased at par. Could so much be obtained, four-sevenths of the debt would be extinguished, and time and circumstances might place the balance within reach. On most of these Stocks the State obtained a premium, and it would not be unfair for her to pay a similar one to redeem them.

Should the attempt to purchase all the debt, however, fail, the next best that could be done, short of actual payment, would be to shift the balance of it on the other States of the Union, by purchasing the Stocks of such as are undoubtedly sound, and faithful to their engagements. It is not probable that an abundance of such stocks may not be obtained at any time within the next seven years, below or at par. And provision might be made for procuring them instead of our own Stock, if it rises much above par.

If the scheme I have recommended for paying the debt of the State should not meet your approbation, it seems to me important that you should at least make arrangements for a Sinking Fund in fact, as well as in name. The fund now distinguished by that name, does not differ practically, in the slightest respect, from any portion of the Bank capital. It is kept as a separate item in the books of the Bank; the surplus profits are nominally turned over to it, and the interest of the State Debt subtracted from it. But to keep up this distinction is all unnecessary labor, since the whole fund is loaned out precisely on the same terms as the other Bank funds. The fundamental principle of a real Sinking Fund is compounding interest for a special purpose. It should be set apart, its dividends re-invested as they are declared, and the whole of it sacredly pledged for the redemption of the principal of the debt; the interest being paid in the mean time from other resources. It is manifest, that a Sinking Fund which is expected to pay both the principal and interest of the debt, must be as large as the debt itself, or far more profitably invested. Our Sinking Fund amounts at present to little over one-fifth of the State Debt, and if you do not think proper to pay the debt as I have proposed, I suggest the expediency of withdrawing that fund from the Bank, and with it the two hundred thousand dollars of surplus revenue still on deposit there; that the whole amount be placed in the hands of Commissioners, to be invested, and made to accumulate by compound interest for the discharge of the principal of the public debt, not including any instalments due within the next seven years, unless rendered absolutely necessary from the want of other means; and that, in the mean time, the Bank shall be required to pay the interest on the whole debt, and such instalments of the principal as shall fall due in seven years. To the Sinking Fund thus constituted, all the surplus funds of the State Treasury might be added. These measures would draw from the vortex of the Bank, such a portion of the resources of the State as would enable it certainly to meet the greater part of the public debt: and if combined with a judicious system of economy, and an unalterable resolution never under any circumstances to issue more stock until the debt was wholly discharged, would furnish safe ground for the hope that there would ultimately be an end to our present burdens.

The receipts of the State Treasury during the past fiscal year, have amounted to two hundred and ninety-nine thousand, one hundred and ninety-six dollars and sixteen cents ($299,196 16,) and the expenditures, during the

same period, amounted to two hundred and seventy-seven thousand, eight hundred and thirty-three dollars and seventy-seven cents ($277,833 77;) leaving a balance on the transactions of the year, of twenty-one thousand three hundred and sixty-two dollars, and thirty-nine cents ($21,862 39.) This balance, added to the balance accruing during the year 1842, will leave, after due allowance for undrawn appropriations, about forty-eight thousand dollars ($48,000) at the disposal of the Legislature. This amount will be further increased by nine thousand dollars, being the unexpended balance of the two contingent funds, committed to my hands. Before any extraordinary appropriations are made out of this sum, it should be considered that there will be no further receipts into the Treasury until June next, when the taxes become due, and that it is wholly inadequate to defray the ordinary expenses of the State up to that period. Notwithstanding a similar balance reported to you in 1842, the Bank was in advance to the Treasury, to the amount of twenty-four thousand dollars ($24,000) by the 1st of December of the same year, and to the amount of thirty thousand ($30,000) at the same period of the year before, and thereafter it continued to advance all the monies required by the Treasury until the taxes were paid in. These advances are heavy drafts upon the Bank, and it becomes the State to make arrangements to dispense with them, either by ordering the taxes to be collected at an earlier period, or by such a system of economy, as will speedily secure a sufficient balance at the close of the fiscal year, to defray expenses until the 1st of June following.

Among the undrawn appropriations, is the sum of twenty-five hundred dollars ($2500,) which was at your last Session, in conformity with the provisions of the Act of 1833, placed in the hands of the Executive, for the purchase of arms and military equipments. I have had no occasion to use this fund. The Arsenals and Magazines already contain more munitions of war than the State will probably ever require for service. And the Federal Government annually furnishes a quota of arms valued at from six to eight thousand dollars. This quota is rated in muskets, but by a provision in the Act of Congress, these may be commuted, on application of the Executive of the State for other arms and equipments. A judicious use of this resource will enable the State always to keep up a proper assortment of munitions of war without the expenditure of a dollar. I have this year taken advantage of it, to equip the Marion Artillery Company in Charleston, by commuting about a thousand dollars which would otherwise have been expended out of this appropriation. I recommend that the appropriation be withdrawn, and the portion of the Act of 1833, authorizing it, repealed.

In his last annual Message, my immediate predecessor urged on you the necessity of a re-organization of the Executive Department of the State. I invite you to a re-perusal of his remarks. In all that he has said, I give my entire and cordial concurrence, and earnestly recommend a serious consideration of the subject. I think, too, that a re-organization of all the offices connected with the Executive Department is as imperatively required. The circumstances which led to a division of them between the Seat of Government and the City of Charleston having ceased to exist, the division should cease also. The Rail Road has brought them so near together that they might be re-united with little inconvenience to any one, and much to the advantage of the State at large. There can be no necessity for two Treasurers within six or eight hours ride of each other. There is very little, if any ungranted land in the State, and the Surveyor General's office might with propriety be finally closed. It is now chiefly an instrument for perpetrating frauds, and increas-

ing litigation. Such duties of the Surveyor General, as it would be beneficial to the State to have performed, might be confided to a clerk in the Secretary of State's Department. The present incumbent has voluntarily made to me a Report, which gives a very candid statement of the condition of his office, and I transmit it to you as worthy of your consideration. There might be constitutional difficulties in the way of closing the office during his term, but provision could be made for doing so hereafter. The Comptroller General should be near the Treasurer and the Executive. There are still stronger reasons for re-organizing the office of Secretary of State, and locating it entirely at the seat of Government. The whole salary of this office is derived from fees, and no trifling portion of it is paid by the State for small and occasional services. He should at least be put upon the footing of a State officer, by having a fixed salary, in lieu of all charges against the State, and for taking care of the records. A large portion of these records are in a wretched condition. Many have entirely gone to decay, and others are fast mouldering away, while some important papers are altogether lost. These are the necessary consequences of a divided office, and an officer without a salary. The most important duties of the Secretary of State are connected with the Executive Department, and he should be fixed near it. The private records in this office might be transferred to the Register's offices in the Districts to which they properly belong. It was a Colonial regulation which placed them in the Secretary of State's office, and the reason for it has long ceased. I recommend the appointment of a Commission to re-organize all the offices to which I have alluded, and to re-unite them at the Seat of Government. It will, however, require a constitutional amendment, to effect the latter purpose, and if you approve the recommendation it will be necessary to pass an Act to that effect at your present Session.

In making this recommendation, I trust I shall not be regarded as aiming a blow at the compromises of the Constitution. On the contrary, I would regard it as one of the greatest calamities which could happen to the State, that the present ascendancy of one section of it in the Senate, and the other in the House of Representatives, should be in the slighest degree disturbed. And, imperatively as I think the interest of the State demands that all the chief officers should be assembled at this place, I would not propose it, if I could believe that it would have a tendency to produce such an effect.

In accordance with a Resolution passed at your last Session, I appointed Commissioners to meet at Limestone Springs, to enquire into the expediency of establishing a High School there. I have not yet received their Report. The first duty of a government, after providing for the security of its constituents, is to take proper measures for their education. The benefits they derive from facilitating commerce, by digging canals, clearing out rivers, constructing roads, and opening new channels of intercourse, are great, but they sink into insignificance in comparison with the vast importance of pouring out upon them in every direction, copious streams of knowledge—expanding their intellects, elevating and purifying their morals, and training them up to a high and noble cast of thought. Under a government like ours, where no aristocracy of birth or wealth is tolerated, or can ever take root, the only hope we can have of the harmonious action, or lasting duration of our institutions, is by resting them on the solid foundation of a people imbued with lofty sentiments, and deeply versed in all the lore of learning; who will be capable of comprehending all the blessings they confer, watchful of distant danger, and prepared to meet and overcome

it, not less by power of intellect, than by force of arms. Every dollar which can be spared from the absolute wants of the State, should be first offered to this great cause. Here indeed a liberal expenditure enriches and adorns, while a narrow economy impoverishes and degrades. It is to be feared that education has been stationary in this State, if it has not retrograded, during the last quarter of a century. The College, founded and sustained by the wise munificence of the State, has done and continues to do more than was expected of it. But the Academies have not kept pace. There are comparatively few in the country, where young men can be well prepared to enter the higher classes. The consequence is, that many are yet sent abroad to inferior institutions, and return home with educations less complete, and without the advantage of that intimate association with the youth of every section of the State, which can only be formed here, and which is of such lasting advantage to themselves, and to the country. I recommend to your serious consideration, the propriety of establishing, at some healthy and central spot in each District, an Academy endowed in the same manner as the College. The sparseness of our population, and the want of concentrated wealth in the country, will postpone for an indefinite period, such establishments by the people themselves. And in such a matter, the loss of time is absolutely fatal. If the means of the State will not permit such an expenditure, in addition to that already incurred for purposes of education, I submit to you the expediency of diverting the present Free School Fund to that object. The Free School System has failed. This fact has been announced by several of my predecessors, and there is scarcely an intelligent person in the State, who doubts that its benefits are perfectly insignificant, in comparison with the expenditure. Its failure is owing to the fact, that it does not suit our people or our government, and it can never be remedied. The paupers, for whose children it is intended, but slightly appreciate the advantages of education; their pride revolts at the idea of sending their children to school as "*poor scholars*," and besides, they need them at home, to work. These sentiments and wants can in the main only be countervailed by force. In other countries where similar systems exist, force is liberally applied. It is contrary to the principles of our institutions to apply it here, and the Free School System is a failure. The sum which is annually appropriated for the support of Free Schools, if equally divided for one year among the twenty-eight Districts of the State, giving two portions to Charleston District, will be sufficient to build in each a good Academy. If thereafter, one thousand dollars a year was appropriated to each Academy, a teacher of the highest qualifications might be secured for every one, and a saving of about eight thousand dollars per annum effected by the State. If, in addition to this salary, the profits of his School were also given to the Teacher, the rates of tuition could be reduced, to the advantage of the tax-payers, and he might be required to instruct, free of charge, such poor scholars as should be sent to him. The details of such a system cannot be dwelt on here. The immense advantages of it over the present one, are obvious, at a glance. The opportunity of giving a thorough academical education to his children, would be placed in the hands of every parent of ordinary means, while such of the poor as really desired to educate theirs, might still have it in their power. The common schools would be vastly improved, under the superintendence of those who had passed through these Academies, while the standard of education would be immensely elevated throughout the State, and the College receive a new impulse in the dispensation of its incal-

culable blessings. Its Professorships could always be readily and ably supplied from among the accomplished teachers the Academies would develope and its graduates of high attainments, but slender means, would in turn find useful and profitable employment in taking charge of the Academies, instead of crowding, as they now usually do, the other professions. In short, under such a system, it would be scarcely possible for any young man to grow up in our State in ignorance and idleness, or fail in obtaining a respectable settlement at home, if he possessed energy and worth. Should it not meet your approbation, and the Free School System be continued, I renew the recommendation of my immediate predecessor, for the appointment of a Superintendent of these Schools.

In obedience to another of your Resolutions of the last Session, I have made very particular enquiries into the condition of the Catawba Indians. I visited their neighborhood myself, during the summer, and conversed with most of their head men. There is quite a misapprehension as to the diminution of their number, since the last treaty. It arose probably from the circumstance, that a considerable portion of them have removed to North-Carolina, and taken up their residence for the present, among the Cherokees of that State. It would undoubtedly be better for them, if all could go there, and become absorbed in that well-regulated and flourishing remnant of the Cherokee tribe. But to this the authorities of North-Carolina object, and it would be manifestly improper for us to send them into a sister State against her wishes. Unless they could be prevailed on to allow themselves to be removed beyond the Mississippi, to lands to be procured for them by the State, I know of no better arrangement for the present, than to continue the experiment now going on. A Farm has been purchased for them, on which nearly all now in the State have settled. Your annual appropriation supplies all their necessary wants, and whatever they make by their own labor, is clear gain to them. I transmit herewith two Memorials which have been furnished at my request, giving an interesting history of this Tribe, from its emigration from Canada in 1660, to the present day, and also detailing the manner in which the present land owners have derived their titles; which will serve to correct the general, but unfounded belief, that these lands have been acquired without consideration. There is not a more respectable or more valuable population in any part of the State, than the residents on the Indian Land; nor any more entitled to every reasonable indulgence at your hands.

The Arsenals at Charleston and Columbia have been converted into Military Academies, in conformity with the Act of the Legislature. The change is unquestionably a great improvement on the former system.

The appointment of State Agricultural Surveyor, was accepted by Edmund Ruffin, Esq., a distinguished Agriculturist of Virginia. He has been engaged during the year, with assiduity and zeal, in the performance of his duties in various parts of the State, and I have no doubt that his labors will be attended with the most beneficial and important results. I expect to be able to lay his Report before you in a few days.

The Court of Errors, at its last Term, decided the appeal in the case of the State against the Banks which refused to accept the provisions of the Act of 1840; and established the important principle, that suspension of specie payments is sufficient cause for the forfeiture of their charters. I can scarcely suppose that it was the intention or desire of the State to punish the Banks

for past offences, by the Act referred to, but simply to provide against future suspensions. Nor can they be thought worthy of punishment for appealing to the Judiciary, as they certainly had the right to do, to decide a question of vital consequence to them and to the country. Having obtained a decisive and important victory, it appears to me that it would not only be magnanimous, but wise, to forgive the past, and look only to the future. I took the responsibility of instructing the Attorney General and the Solicitors not to press the suits against the Banks to trial at the fall term of the Common Pleas, for the purpose of leaving you free to take such a course as you might deem most consistent with the dignity and interest of the State. I suggest to you the propriety of repealing the Act of 1840, and passing a new one, founded on the decision of the Court of Errors, declaring that any future suspension of specie payments shall cause the forfeiture of the charter of the suspending Bank, and requiring the Executive, in all such cases, immediately to institute proceedings for that purpose. The Act of 1840 is too indulgent to the Banks, in permitting them to suspend, on payment of a trifling penalty; and as to the monthly returns which it requires, experience has every where proved that they are worse than useless. I have recently received communications from the Bank of South-Carolina and the State Bank, notifying me that they would no longer contest the validity of this Act, and asking to be allowed to conform to its provisions. I refer the matter to your consideration.

I have received, and transmit to you, a communication from the Hon. Baylis J. Earle, resigning his seat upon the Bench, in consequence of ill health. His retirement from a station which he has filled with such eminent ability, is a serious public loss, and the cause of it a source of deep regret.

I transmit to you Resolutions on various subjects, from a number of our sister States, and also letters referring to documents received from the Federal Government. I need not suggest to you to give them a respectful consideration.

It has been rumored, and some remarks of the English Minister for Foreign affairs in the House of Lords have given countenance to the rumor, that a Treaty is on foot, between Great Britain and Texas, by which the former is to bind herself to guaranty the Independence of Texas, on condition of the abolition of slavery in that country. Our most vital interests would be involved in such a Treaty. It is scarcely possible that Texas can make a compact so absolutely suicidal. The true interests of Texas, and of this country, demand that she should be annexed to this Union; and it is to be hoped that ere long this will be done. If it is not, the Federal Government should resist the ratification of any such Treaty with Great Britain, as an aggression upon the United States. Possessed of Canada, and the West Indies, claiming Oregon, seeking to obtain a foothold in Texas, and looking with a covetous eye to Cuba, this great Naval Power is evidently aiming to encircle us in her arms. We should not, perhaps, permit ourselves to doubt, at this time, that Texas cannot be so blind to her own welfare as to make a Treaty stipulating for the abolition of slavery, nor that the Federal Government, in such an event, would fail to assert the rights and dignity of the United States. But an expression of your opinion on the annexation of Texas to the Union, might not be improper.

I have, in the discharge of my duty, given you the best information I possess of the condition of the State, and recommended to your consideration such

could not, in fact, be a more favorable juncture than the present, to commence the operation I suggest. Money is abundant among capitalists, interest extremely low, and safe investments scarce; and a season of prosperity is evidently about to open on us.

I think, however, it can be made manifest, that these purchases can be effected without serious inconvenience to any class of the Bank's debtors. There is now, and is usually due the Bank on notes discounted, over two millions of dollars ($2,000,000.) The Bonded debt exceeds six hundred thousand dollars ($600,000.) The Suspended Debt, and Debt in Suit, amount to upwards of four hundred thousand dollars ($400,000,) and the Fire Loan discounts to above a million of dollars ($1,000,000,) making an aggregate amount now due the Bank, of more than four millions of dollars (4,000,000.) With its specie and other funds, including its investments in other than State Stocks, and five hundred thousand dollars ($500,000) of this debt, it should be fully able to redeem its circulation and deposits, and pay all other demands upon it—leaving three and a half millions applicable to the public debt. Besides this, the Bank owns, or did own on the 30th Sept. last, upwards of four hundred and fifty thousand dollars ($450,000) in Stock of this State. This Stock, with only fifty thousand dollars invested in the same way, might constitute the redemption of the first year: and for that period no debtor need be disturbed. It is understood that one million of the amount of Notes Discounted, consists of accommodation paper, at short dates. These accommodations might be curtailed during the second and third years without inconvenience to the customers of the Bank, who could readily obtain discounts elsewhere in the present redundant condition of the Bank Capital in this State. In the mean time the Fire Loan Discounts would be falling due to a considerable amount, and if after three years notice, the debtors on Stationary Discounts and Bonds could not be prepared to liquidate their liabilities at the rate of twenty-five per cent. per annum, a longer indulgence would not only be unsafe, but extremely unwise.

Whenever it has been heretofore suggested that the Bank should curtail its discounts, or call in its debts, the reply has been promptly made, that the planters will be distressed, and that this is a Planters' Bank. When a planter borrows money, it is almost always for speculation, or to pay the losses of speculation. He never needs a Loan to carry on his legitimate planting operations; and when he becomes a borrower, even if it be to hold his produce, or to purchase lands and laborers, he becomes as much a speculator as the merchant or broker, and is entitled to no more indulgence. The only Bank which could really benefit the planters, would be a Savings Bank, where the cash balances from their crops might be deposited on interest until required.

It will probably be said that the scheme I have proposed for paying the Public Debt, will virtually throw the Bank into a state of liquidation. Not so, however. Its present actual capital amounts to four millions of dollars ($4,000,000)—the debt to three millions and a half ($3,500,000,) which if paid, will leave the handsome sum of five hundred thousand dollars ($500,000) for Banking purposes. To this might be added the Shares of the State in the Rail Road Company and Bank, and also their obligation. This would raise the nominal capital to one million, seven hundred thousand ($1,700,000) and would give it one intrinsically worth considerably more than its present acknowledged, permanent capital, which amounts to only eleven hundred and

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fifty-six thousand, three hundred and forty-eight dollars, and forty-eight cents ($1,156,348 48.)

But even if the operation of paying the Public Debt should absorb the Bank entirely, it would, in my opinion, constitute no objection to the scheme. The State would get rid of two evils at once. It is at least a question whether all Banks are not evils. That a Bank operating like ours on the funds and credit of the State, is, seems to be generally conceded. The best proof of it is that almost all other Banks so framed, save ours, have failed—producing incalculable embarrassment and suffering. An equally clear proof of the opinion of the people of this State, is the unexampled unanimity with which they have for several years past waged an unremitted warfare against the establishment of a similar, and not more objectionable institution, by the Federal Government. That our Bank has neither failed nor produced any great political crisis, is owing to our extreme good fortune, in having always had at its head men of the highest character, and uncommon ability. Its other officers and directors, too, have been almost without exception, gentlemen of intelligence and strict integrity. The character of the people of our State is also opposed to extensive speculations, and perhaps no where in the world is a default in the public trust regarded with such universal and utter abhorrence. All these necessary elements of past success cannot be expected to co-exist forever. As men, we may be permitted to indulge the hope that they may. As Legislators, you would be forgetful of history and human nature to calculate upon it. Was it now an original question, few voices I apprehend would be found in favor of a Bank of the State. Having run a career of thirty years, might it not be wise to apply at this time an active and searching test to its success and soundness? I have not the slightest reason to doubt its present soundness. But too much depends upon the fact, to admit of much longer delay in ascertaining it beyond all question. Nor is it a matter of less grave consideration, whether the State is to borrow money forever, in order to loan it out at the same, or nearly the same rates of interest, subject to all the expenses, fluctuations and disasters of Banking—a business which of all others has proved the most uncertain and ruinous to States and individuals.

The strongest objection that I see to the plan I have suggested for the speedy payment of the Public Debt, is the doubt whether the State Stock can be purchased at such amounts at par. Within the next seven years however, nine hundred and sixty thousand dollars ($960,000) of debt will be redeemable, at par. Of the Stock now held by the Bank, there was on the 30th September, certainly sixty-four thousand dollars ($64,000,) perhaps more, not redeemable within that time, but already obtained at par. A million more, redeemable in 1860, is held in Europe, and is there quoted below par, though it is a matter of pride for us to know that it stands higher than the Stock of any other State, save one. In the present condition of American credit abroad, this Stock might probably be purchased at par. Could so much be obtained, four-sevenths of the debt would be extinguished, and time and circumstances might place the balance within reach. On most of these Stocks the State obtained a premium, and it would not be unfair for her to pay a similar one to redeem them.

Should the attempt to purchase all the debt, however, fail, the next best that could be done, short of actual payment, would be to shift the balance of it on the other States of the Union, by purchasing the Stocks of such as are undoubt-

edly sound, and faithful to their engagements. It is not probable that an abundance of such stocks may not be obtained at any time within the next seven years, below or at par. And provision might be made for procuring them instead of our own Stock, if it rises much above par.

If the scheme I have recommended for paying the debt of the State should not meet your approbation, it seems to me important that you should at least make arrangements for a Sinking Fund in fact, as well as in name. The fund now distinguished by that name, does not differ practically, in the slightest respect, from any portion of the Bank capital. It is kept as a separate item in the books of the Bank; the surplus profits are nominally turned over to it, and the interest of the State Debt subtracted from it. But to keep up this distinction is all unnecessary labor, since the whole fund is loaned out precisely on the same terms as the other Bank funds. The fundamental principle of a real Sinking Fund is compounding interest for a special purpose. It should be set apart, its dividends re-invested as they are declared, and the whole of it sacredly pledged for the redemption of the principal of the debt; the interest being paid in the mean time from other resources. It is manifest, that a Sinking Fund which is expected to pay both the principal and interest of the debt, must be as large as the debt itself, or far more profitably invested. Our Sinking Fund amounts at present to little over one-fifth of the State Debt, and if you do not think proper to pay the debt as I have proposed, I suggest the expediency of withdrawing that fund from the Bank, and with it the two hundred thousand dollars of surplus revenue still on deposit there; that the whole amount be placed in the hands of Commissioners, to be invested, and made to accumulate by compound interest for the discharge of the principal of the public debt, not including any instalments due within the next seven years, unless rendered absolutely necessary from the want of other means; and that, in the mean time, the Bank shall be required to pay the interest on the whole debt, and such instalments of the principal as shall fall due in seven years. To the Sinking Fund thus constituted, all the surplus funds of the State Treasury might be added. These measures would draw from the vortex of the Bank, such a portion of the resources of the State as would enable it certainly to meet the greater part of the public debt: and if combined with a judicious system of economy, and an unalterable resolution never under any circumstances to issue more stock until the debt was wholly discharged, would furnish safe ground for the hope that there would ultimately be an end to our present burdens.

The receipts of the State Treasury during the past fiscal year, have amounted to two hundred and ninety-nine thousand, one hundred and ninety-six dollars and sixteen cents ($299,196 16,) and the expenditures, during the same period, amounted to two hundred and seventy-seven thousand, eight hundred and thirty-three dollars and seventy-seven cents ($277,833 77;) leaving a balance on the transactions of the year, of twenty-one thousand three hundred and sixty-two dollars, and thirty-nine cents ($21,362 39.) This balance, added to the balance accruing during the year 1842, will leave, after due allowance for undrawn appropriations, about forty-eight thousand dollars ($48,000) at the disposal of the Legislature. This amount will be further increased by nine thousand dollars, being the unexpended balance of the two contingent funds, committed to my hands. Before any extraordinary appropriations are made out of this sum, it should be considered that there will be no further receipts into the Treasury until June next, when the taxes become

due, and that it is wholly inadequate to defray the ordinary expenses of the State up to that period. Notwithstanding a similar balance reported to you in 1842, the Bank was in advance to the Treasury, to the amount of twenty-four thousand dollars ($24,000) by the 1st of December of the same year, and to the amount of thirty thousand ($30,000) at the same period of the year before, and thereafter it continued to advance all the monies required by the Treasury until the taxes were paid in. These advances are heavy drafts upon the Bank, and it becomes the State to make arrangements to dispense with them, either by ordering the taxes to be collected at an earlier period, or by such a system of economy, as will speedily secure a sufficient balance at the close of the fiscal year, to defray expenses until the 1st of June following.

Among the undrawn appropriations, is the sum of twenty-five hundred dollars ($2500,) which was at your last Session, in conformity with the provisions of the Act of 1833, placed in the hands of the Executive, for the purchase of arms and military equipments. I have had no occasion to use this fund. The Arsenals and Magazines already contain more munitions of war than the State will probably ever require for service. And the Federal Government annually furnishes a quota of arms valued at from six to eight thousand dollars. This quota is rated in muskets, but by a provision in the Act of Congress, these may be commuted, on application of the Executive of the State for other arms and equipments. A judicious use of this resource will enable the State always to keep up a proper assortment of munitions of war without the expenditure of a dollar. I have this year taken advantage of it, to equip the Marion Artillery Company in Charleston, by commuting about a thousand dollars which would otherwise have been expended out of this appropriation. I recommend that the appropriation be withdrawn, and the portion of the Act of 1833, authorizing it, repealed.

In his last annual Message, my immediate predecessor urged on you the necessity of a re-organization of the Executive Department of the State. I invite you to a re-perusal of his remarks. In all that he has said, I give my entire and cordial concurrence, and earnestly recommend a serious consideration of the subject. I think, too, that a re-organization of all the offices connected with the Executive Department is as imperatively required. The circumstances which led to a division of them between the Seat of Government and the City of Charleston having ceased to exist, the division should cease also. The Rail Road has brought them so near together that they might be re-united with little inconvenience to any one, and much to the advantage of the State at large. There can be no necessity for two Treasurers within six or eight hours ride of each other. There is very little, if any ungranted land in the State, and the Surveyor General's office might with propriety be finally closed. It is now chiefly an instrument for perpetrating frauds, and increasing litigation. Such duties of the Surveyor General, as it would be beneficial to the State to have performed, might be confided to a clerk in the Secretary of State's Department. The present incumbent has voluntarily made to me a Report, which gives a very candid statement of the condition of his office, and I transmit it to you as worthy of your consideration. There might be constitutional difficulties in the way of closing the office during his term, but provision could be made for doing so hereafter. The Comptroller General should be near the Treasurer and the Executive. There are still stronger reasons for re-organizing the office of Secretary of State, and locating it entirely at the seat of Government. The whole salary of this office is derived

from fees, and no trifling portion of it is paid by the State for small and occasional services. He should at least be put upon the footing of a State officer, by having a fixed salary, in lieu of all charges against the State, and for taking care of the records. A large portion of these records are in a wretched condition. Many have entirely gone to decay, and others are fast mouldering away, while some important papers are altogether lost. These are the necessary consequences of a divided office, and an officer without a salary. The most important duties of the Secretary of State are connected with the Executive Department, and he should be fixed near it. The private records in this office might be transferred to the Register's offices in the Districts to which they properly belong. It was a Colonial regulation which placed them in the Secretary of State's office, and the reason for it has long ceased. I recommend the appointment of a Commission to re-organize all the offices to which I have alluded, and to re-unite them at the Seat of Government. It will, however, require a constitutional amendment, to effect the latter purpose, and if you approve the recommendation it will be necessary to pass an Act to that effect at your present Session.

In making this recommendation, I trust I shall not be regarded as aiming a blow at the compromises of the Constitution. On the contrary, I would regard it as one of the greatest calamities which could happen to the State, that the present ascendancy of one section of it in the Senate, and the other in the House of Representatives, should be in the slighest degree disturbed. And, imperatively as I think the interest of the State demands that all the chief officers should be assembled at this place, I would not propose it, if I could believe that it would have a tendency to produce such an effect.

In accordance with a Resolution passed at your last Session, I appointed Commissioners to meet at Limestone Springs, to enquire into the expediency of establishing a High School there. I have not yet received their Report. The first duty of a government, after providing for the security of its constituents, is to take proper measures for their education. The benefits they derive from facilitating commerce, by digging canals,clearing out rivers,constructing roads, and opening new channels of intercourse, are great, but they sink into insignificance in comparison with the vast importance of pouring out upon them in every direction, copious streams of knowledge—expanding their intellects, elevating and purifying their morals, and training them up to a high and noble cast of thought. Under a government like ours, where no aristocracy of birth or wealth is tolerated, or can ever take root, the only hope we can have of the harmonious action, or lasting duration of our institutions, is by resting them on the solid foundation of a people imbued with lofty sentiments, and deeply versed in all the lore of learning; who will be capable of comprehending all the blessings hey confer, watchful of distant danger, and prepared to meet and overcome it, not less by power of intellect, than by force of arms. Every dollar which can be spared from the absolute wants of the State, should be first offered to this great cause. Here indeed a liberal expenditure enriches and adorns, while a narrow economy impoverishes and degrades. It is to be feared that education has been stationary in this State, if it has not retrograded, during the last quarter of a century. The College, founded and sustained by the wise munificence of the State, has done and continues to do more than was expected of it. But the Academies have not kept pace. There are comparatively few in the country, where young men can be well prepared to enter the higher classes. The consequence is, that many are yet sent abroad

to inferior institutions, and return home with educations less complete, and without the advantage of that intimate association with the youth of every section of the State, which can only be formed here, and which is of such lasting advantage to themselves, and to the country. I recommend to your serious consideration, the propriety of establishing, at some healthy and central spot in each District, an Academy endowed in the same manner as the College. The sparseness of our population, and the want of concentrated wealth in the country, will postpone for an indefinite period, such establishments by the people themselves. And in such a matter, the loss of time is absolutely fatal. If the means of the State will not permit such an expenditure, in addition to that already incurred for purposes of education, I submit to you the expediency of diverting the present Free School Fund to that object. The Free School System has failed. This fact has been announced by several of my predecessors, and there is scarcely an intelligent person in the State, who doubts that its benefits are perfectly insignificant, in comparison with the expenditure. Its failure is owing to the fact, that it does not suit our people or our government, and it can never be remedied. The paupers, for whose children it is intended, but slightly appreciate the advantages of education; their pride revolts at the idea of sending their children to school as "*poor scholars*," and besides, they need them at home, to work. These sentiments and wants can in the main only be countervailed by force. In other countries where similar systems exist, force is liberally applied. It is contrary to the principles of our institutions to apply it here, and the Free School System is a failure. The sum which is annually appropriated for the support of Free Schools, if equally divided for one year among the twenty-eight Districts of the State, giving two portions to Charleston District, will be sufficient to build in each a good Academy. If thereafter, one thousand dollars a year was appropriated to each Academy, a teacher of the highest qualifications might be secured for every one, and a saving of about eight thousand dollars per annum effected by the State. If, in addition to this salary, the profits of his School were also given to the Teacher, the rates of tuition could be reduced, to the advantage of the tax-payers, and he might be required to instruct, free of charge, such poor scholars as should be sent to him. The details of such a system cannot be dwelt on here. The immense advantages of it over the present one, are obvious, at a glance. The opportunity of giving a thorough academical education to his children, would be placed in the hands of every parent of ordinary means, while such of the poor as really desired to educate theirs, might still have it in their power. The common schools would be vastly improved, under the superintendence of those who had passed through these Academies, while the standard of education would be immensely elevated throughout the State, and the College receive a new impulse in the dispensation of its incalculable blessings. Its Professorships could always be readily and ably supplied from among the accomplished teachers the Academies would develope, and its graduates of high attainments, but slender means, would in turn find useful and profitable employment in taking charge of the Academies, instead of crowding, as they now usually do, the other professions. In short, under such a system, it would be scarcely possible for any young man to grow up in our State in ignorance and idleness, or fail in obtaining a respectable settlement at home, if he possessed energy and worth. Should it not meet your approbation, and the Free School System be continued, I renew the recommendation of my immediate predecessor, for the appointment of a Superintendent of these Schools.

In obedience to another of your Resolutions of the last Session, I have made very particular enquiries into the condition of the Catawba Indians. I visited their neighborhood myself, during the summer, and conversed with most of their head men. There is quite a misapprehension as to the diminution of their number, since the last treaty. It arose probably from the circumstance, that a considerable portion of them have removed to North-Carolina, and taken up their residence for the present, among the Cherokees of that State. It would undoubtedly be better for them, if all could go there, and become absorbed in that well-regulated and flourishing remnant of the Cherokee tribe. But to this the authorities of North-Carolina object, and it would be manifestly improper for us to send them into a sister State against her wishes. Unless they could be prevailed on to allow themselves to be removed beyond the Mississippi, to lands to be procured for them by the State, I know of no better arrangement for the present, than to continue the experiment now going on. A Farm has been purchased for them, on which nearly all now in the State have settled. Your annual appropriation supplies all their necessary wants, and whatever they make by their own labor, is clear gain to them. I transmit herewith two Memorials which have been furnished at my request, giving an interesting history of this Tribe, from its emigration from Canada in 1660, to the present day, and also detailing the manner in which the present land owners have derived their titles; which will serve to correct the general, but unfounded belief, that these lands have been acquired without consideration. There is not a more respectable or more valuable population in any part of the State, than the residents on the Indian Land; nor any more entitled to every reasonable indulgence at your hands.

The Arsenals at Charleston and Columbia have been converted into Military Academies, in conformity with the Act of the Legislature. The change is unquestionably a great improvement on the former system.

The appointment of State Agricultural Surveyor, was accepted by Edmund Ruffin, Esq., a distinguished Agriculturist of Virginia. He has been engaged during the year, with assiduity and zeal, in the performance of his duties in various parts of the State, and I have no doubt that his labors will be attended with the most beneficial and important results. I expect to be able to lay his Report before you in a few days.

The Court of Errors, at its last Term, decided the appeal in the case of the State against the Banks which refused to accept the provisions of the Act of 1840; and established the important principle, that suspension of specie payments is sufficient cause for the forfeiture of their charters. I can scarcely suppose that it was the intention or desire of the State to punish the Banks for past offences, by the Act referred to, but simply to provide against future suspensions. Nor can they be thought worthy of punishment for appealing to the Judiciary, as they certainly had the right to do, to decide a question of vital consequence to them and to the country. Having obtained a decisive and important victory, it appears to me that it would not only be magnanimous, but wise, to forgive the past, and look only to the future. I took the responsibility of instructing the Attorney General and the Solicitors not to press the suits against the Banks to trial at the fall term of the Common Pleas, for the purpose of leaving you free to take such a course as you might deem most consistent with the dignity and interest of the State. I suggest to you the propriety of repealing the Act of 1840, and passing a new one, founded

on the decision of the Court of Errors, declaring that any future suspension of specie payments shall cause the forfeiture of the charter of the suspending Bank, and requiring the Executive, in all such cases, immediately to institute proceedings for that purpose. The Act of 1840 is too indulgent to the Banks, in permitting them to suspend, on payment of a trifling penalty; and as to the monthly returns which it requires, experience has every where proved that they are worse than useless. I have recently received communications from the Bank of South-Carolina and the State Bank, notifying me that they would no longer contest the validity of this Act, and asking to be allowed to conform to its provisions. I refer the matter to your consideration.

I have received, and transmit to you, a communication from the Hon. BAYLIS J. EARLE, resigning his seat upon the Bench, in consequence of ill health. His retirement from a station which he has filled with such eminent ability, is a serious public loss, and the cause of it a source of deep regret.

I transmit to you Resolutions on various subjects, from a number of our sister States, and also letters referring to documents received from the Federal Government. I need not suggest to you to give them a respectful consideration.

It has been rumored, and some remarks of the English Minister for Foreign affairs in the House of Lords have given countenance to the rumor, that a Treaty is on foot, between Great Britain and Texas, by which the former is to bind herself to guaranty the Independence of Texas, on condition of the abolition of slavery in that country. Our most vital interests would be involved in such a Treaty. It is scarcely possible that Texas can make a compact so absolutely suicidal. The true interests of Texas, and of this country, demand that she should be annexed to this Union; and it is to be hoped that ere long this will be done. If it is not, the Federal Government should resist the ratification of any such Treaty with Great Britain, as an aggression upon the United States. Possessed of Canada, and the West Indies, claiming Oregon, seeking to obtain a foothold in Texas, and looking with a covetous eye to Cuba, this great Naval Power is evidently aiming to encircle us in her arms. We should not, perhaps, permit ourselves to doubt, at this time, that Texas cannot be so blind to her own welfare as to make a Treaty stipulating for the abolition of slavery, nor that the Federal Government, in such an event, would fail to assert the rights and dignity of the United States. But an expression of your opinion on the annexation of Texas to the Union, might not be improper.

I have, in the discharge of my duty, given you the best information I possess of the condition of the State, and recommended to your consideration such measures as I deem necessary and expedient. It remains for your better judgment to approve or disapprove. May the Great Ruler of the Universe, who alone is Wise and Perfect, so influence your deliberations, that whatever you do may redound to the welfare and honor of our country.

J. H. HAMMOND.

On motion of Mr. DAVIE, the Message was made the Special Order of the day, for to-morrow, at 1 o'clock, P. M., and ordered to be printed.

On motion of Mr. FROST,

Ordered, That one thousand extra copies of the Governor's Message be printed, for the use of the Members of this House.

On motion of Mr. DAVIE,

Ordered, That when this House adjourns, it shall stand adjourned to 12 o'clock, M., to-morrow.

The SPEAKER then administered to the Messenger the constitutional oath of office.

Mr. HENRY presented the Petition of sundry citizens of Greenville and Spartanburgh, praying for a new District; which was referred to the Committee on the Judiciary.

Pursuant to notice, and by leave of the House,

Mr. HUNT introduced a Bill to authorize and require the Courts of Appeal when engaged in hearing cases from that Circuit to set in Charleston; which was read the first time, and ordered to be read a second time to-morrow.

Mr. DESAUSSURE presented the Petition of James D. Tradewell and others, praying an Act of Incorporation for a new Volunteer Company in the 23rd Regiment; which was referred to the Committee on Incorporations; also,

The Petition of William M. Myers, praying to be relieved of a double tax; which was referred to the Committee of Ways and Means; also,

The Return of the Commissioners of Free Schools for Richland District; which was referred to the Committee on Education.

Mr. HUNT submitted the following Resolutions; which were ordered to be considered immediately and agreed to:

Resolved, That His Excellency, the Governor, be requested to cause all the Books and Documents which have accumulated in the State House to be inspected, and a correct inventory of the same to be made and furnished to the Legislature, together with a recommendation as to the best mode of distributing the same; also,

Resolved, That the Governor be requested to enquire and ascertain, whether any rooms in the College Buildings can be advantageously fitted up to contain such Documents and Books belonging to the College and the State, as from time to time require to be carefully stored and preserved—and that he make such recommendation upon this subject as his enquiries may render expedient.

Mr. BOSWELL presented the Accounts of C. R. Goodman, Jailer for Edgefield District, for blankets furnished to prisoners in jail in 1842 and 1843; which were referred to the Committee on Claims.

Mr. GAVIN presented the Petition of Christian Rumph, praying for the Charter of a Ferry over Edisto River at Givhan's old Ferry, with the privilege of building a Bridge; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. JAMISON presented the account of George H. Pooser, late Sheriff of Orangeburgh District, which was referred to the Committee on Claims.

Mr. JOSEPH A. BLACK, presented the Petition of James McAndrews, praying to be refunded a tax paid by mistake; which was referred to the Committee of Ways and Means.

Mr. ISAAC D. WILSON presented the Petition of sundry citizens of Darlington District, praying for a new road; which was referred to the Committee on Roads, Bridges and Ferries.

On motion of Mr. FROST,

The House then adjourned at 12 minutes past 1 o'clock, P. M.

WEDNESDAY, NOVEMBER 29, 1843.

At the hour to which the House was adjourned the Clerk called the roll when the Speaker took the Chair, and a quorum being present the Journal of yesterday's proceedings was read.

Additional Members: From St. Philip's and St. Michael's; Messrs. JOHN PHILLIPS and C. G. MEMMINGER; from Edgefield, Mr. WILEY HARRISON.

Mr. MYERS presented the Petition of F. W. Green, praying to be allowed, at his own expense, to repair the Columbia Canal from the Columbia Bridge to Bull Sluice; and

Mr. MASSEY presented the Petition of R. D. Hilliard, praying to be relieved from a bond given to the Superintendent of Public Works; which were referred to the Committtee on Internal Improvements.

Mr. PICKENS presented the Petition of sundry citizens, praying the establishment of a Tobacco Inspection in the Town of Hamburgh; which was referred to the Committee on Agriculture.

Mr. PICKENS presented the Petition of sundry citizens of Pendleton District, praying that Elias Hollinsworth be placed on the Pension List; which was referred to the Committee on Pensions.

Mr. ALLISON presented the Petition of sundry citizens of York District, praying that an Act be passed creating a Water Police; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. McELROY presented the Account of the Richland Artillery, attached to the second Regiment South-Carolina Militia, for the transportation of their field piece; which was referred to the Committee on Claims.

Mr. TORRE presented the Petition of S. G. W. Dill and others, praying a repeal of the Act of 1824, prohibiting non-commissioned officers and privates of the City Guard of Charleston from voting; which was referred to the Committee on the Judiciary.

Mr. TORRE presented the Petition of Palmetto Encampment No. 1, of the Independent Order of Odd Fellows, praying for a charter; which was referred to the Committee on Incorporations.

Mr. KING presented the Petition of sundry citizens of Newberry and Lexington Districts, praying for improvement in the navigation of Broad River; which was referred to the Committee on Internal Improvements.

Mr. IRBY presented the Petition of J. W. Baker, praying to be refunded a double tax; which was referred to the Committee of Ways and Means.

Mr. EAVES presented the Petition of James A. H. Gaston, praying that his Band may be incorporated; which was referred to the Committee on Incorporations.

Mr. QUATTLEBUM presented the Return of the Commissioners of Free Schools for Lexington District, for 1843; which was referred to the Committee on Education.

Mr. H. J. SMITH presented the Return of the Commissioners of Free Schools for Clarendon, for 1843; which was referred to the Committee on Education.

Mr. COX presented the Petition of the Intendant and Wardens of Greenville, praying an amendment of the charter of the Greenville Fire Engine Company:

Mr. BONHAM presented the Petition of sundry citizens of Edgefield, praying the incorporation of the Palmetto Fire Company of Edgefield; which were referred to the Committee on Incorporations.

Mr. BONHAM also presented the Petitions of sundry citizens of Edgefield District, praying for additional places of Election; which were referred to the Committee on Privileges and Elections.

Mr. ALLISON presented the Petition of sundry citizens of the Southwest Battalion of the West Regiment of York District, praying a repeal of the clause of the Act establishing Brigade Encampments; which was referred to the Committee on the Military.

On motion of Mr. ECKHARD,

Resolved, That the use of the Hall be granted to the Convention of the State Bible Society, next Friday evening.

Pursuant to notice, and by leave of the House,

Mr. PORTER introduced a Bill to incorporate a Provident Institution for Savings, in the City of Charleston; which was read the first time, and ordered to be read a second time to-morrow.

Mr. C. B. GRIFFIN presented the Petition of Dr. Charles F. Gary, praying to have taxes overpaid refunded to him:

Mr. MOUZON presented the Petition of sundry citizens of Williamsburgh District, praying the establishment of a Branch of the Bank of the State at Georgetown; which were referred to the Committee on Ways and Means.

On motion of Mr. SIMONS,

Resolved, That the Committee on the Military be instructed to enquire and report upon the expediency of so amending the Act entitled "An Act to reduce all Acts and clauses of Acts in relation to the Militia of this State into one Act," as to exempt all officers of the Judge Advocate's department from the performance of ordinary Militia duty.

Pursuant to notice, and by leave of the House,

Mr. DAVIE introduced a Bill to amend the Constitution of this State, by limiting the power of the Legislature to contract debt; which was read the first time, and ordered to be read a second time to-morrow.

Mr. MEMMINGER presented the Petition of the Hibernian Society, praying exemption from taxation; which was referred to the Committee of Ways and Means.

Mr. JAMISON presented the Annual Return of the Commissioners of Free Schools for Orange Parish; which was referred to the Committee on Education.

Mr. LARTIGUE presented the Petition of L. J. Robert, praying compensation for a slave executed; which was referred to the Committee on Claims.

On motion of Mr. JOSEPH A. BLACK,

Resolved, That the use of this Hall be granted to the State Temperance Society on Saturday night next.

Mr. YATES gave notice, that he will ask leave to-morrow to introduce a Bill further to prevent the fraudulent packing of cotton.

Mr. MEMMINGER gave notice that he will ask leave to-morrow to introduce a Bill to amend the Constitution of the State, with a view to suppress duelling.

The SPEAKER submitted to the House the Annual Report of the Comptroller General, with the accompanying documents; which was referred to the Committee of Ways and Means.

On motion of Mr. MEMMINGER, the Report, and such documents as the Committee of Ways and Means may indicate, were ordered to be printed.

SPECIAL ORDER.

The Governor's Message, No. 1, with sundry documents which accompanied the same, and which had been made the Special Order of the Day for this day at 1 o'clock, was, on motion of Mr. DAVIE, taken up.

On motion of Mr. DAVIE, the House dispensed with the reading of the Message, and the same, on his motion, was referred as follows:

So much as relates to the financial condition of the country; to the Bank of the State of South Carolina; to the Banks that had refused to accept the provisions of the Act of 1840; and to the re-organization of the offices of Comptroller General and Treasurers of the Upper and Lower Divisions; was referred to the Committee of Ways and Means:

So much as relates to the Military Academies, was referred to the Committee on the Military:

So much as relates to the office of Surveyor General and Secretary of tate, together with the resignation of the Hon. B. J. EARLE, was referred to the Committee on the Judiciary:

So much as relates to the Free Schools, was referred to tho Committee on Education:

So much as relates to the College and the establishment of a High School at Limestone Springs, was referred to a Special Committee, of which the Speaker appointed the following gentlemen: Messrs. DESAUSSURE, SIMONS, NORTHROP, GIST and BONHAM:

So much as relates to Agriculture, was referred to the Committee on Agriculture.

The Documents accompanying the Governor's Message were referred as follows:

Letters from the Governors of several of the United States transmitting the Acts of their respective Legislatures and the judicial decisions of their Courts: Resolutions from sundry States in relation to amendments of the Constitution—to the annexation of Texas—French spoliations—the fine imposed on General Jackson—the Franking Privilege—West Point Academy—the Tariff—the repudiation of State Debts—the controversy between Virginia and New-York—the Assumption of State Debts by the United States—the Communication of the Corresponding Secretary of the American Peace Society, and a Communication from the Treasury Department of the United States, ascertaining the distributive share of the State of South-Carolina in the proceeds of the sales of the Public Lands; were severally referred to the Committee on Federal Relations:

The Report of the Surveyor General was referred to the Committee of Ways and Means.

The Report of the Commissioner of the Deaf and Dumb was referred to the Committee on Education:

A Communication from Nathaniel Bosworth, on an improved method of throwing projectiles, was referred to the Committee on the Military:

A Communication from the Secretary of the Treasury of the United States respecting Weights and Measures, was referred to the Committee on Districts Offices and Officers:

A Communication from the Governor of Louisiana, on the Penitentiary system; was referred to the Committee on the Judiciary:

A Communnication and Memoirs by Philip E. Pearson and D. Hutchinson,

on the Catawba Indians, were referred to the Delegations of York and Lancaster.

On motion of Mr. ECKHARD, the Committee on Incorporations was discharged from the consideration of the Petition of James D. Tradewell and others, praying an act of incorporation for a new Volunteer Company, and the same was referred to the Committee on the Military.

Mr. DESAUSSURE presented the Memorial of the officers of the 23rd Regiment, in relation to the application for the formation of a new Volunteer Company within the limits of said Regiment; which was referred to the Committee on the Military.

On motion of Mr. MIDDLETON,

Ordered, That when this House adjourns, it shall stand adjourned to meet at 12 o'clock, M., to-morrow.

On motion of Mr. BROWN, the House adjourned at half past one o'clock, P. M.

THURSDAY, NOVEMBER 30, 1843.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Additional Members: from Prince George, Winyaw, Mr. A. H. BELIN; from Greenville, Mr. S. M. EARLE; from St. Stephen's, Mr. JOHN PALMER.

The SPEAKER laid before the House,

A Communication from R. H. Speers, State Reporter, transmitting one volume of Law Reports, which was referred to the Committee on the Judiciary; and

A Communication from A. P. Aldrich, respecting a vacancy in the office of Commissioner in Equity for Barnwell District; which was referred to the Committee on Vacant Offices.

Mr. PHILLIPS presented the Petition of John D. W. Schroder, praying that the right of the State to an escheat in the real estate of Ehler H. Osterholtz, deceased, be relinquished, which was referred to the Committee on the Judiciary.

Mr. DICKINSON presented the Petition of the Delegation from Kershaw District, with sundry officers of the 22nd Regiment in behalf of the citizens of Kershaw District, praying an appropriation for the erection of a suitable building for the preservation and securing of the cannon belonging to the 22nd Regiment; which was referred to the Committee on the Military.

Mr. ROWELL presented the Return of the Commissioners of Free Schools for Marion District, for 1843; which was referred to the Committee on Education: also,

The Memorial of sundry citizens of Marion District, praying the establishment of a Branch of the Bank of the State in Georgetown; which was referred to the Committee of Ways and Means: also,

The Petition of the Commissioners of Little Pee Dee River for Marion District, asking an alteration or amendment of the Law in relation to their powers; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. STROTHER presented the Petition of the Independent Order of Odd Fellows, DeKalb Lodge, No. 6, praying for Incorporation; which was referred to the Committee on Incorparations.

Mr. IRBY presented the Return of the Commissioners of Free Schools for Laurens District, for 1843; which was referred to the Committee on Education.

Mr. BARTON presented the Petition of sundry citizens of Pickens District, praying for the re-instatement of certain Commissioners to approve bonds of public officers; which was referred to the Committee on District Offices ond Officers.

Mr. MANNING gave notice, that he will ask leave to-morrow to introduce a Bill to reduce the ferriage at Vance's Ferry, at the time of high water.

Pursuant to notice and by leave of the House,

Mr. JOHN B. BLACK introduced a Bill to give to the Ordinary the power to sell or divide real estate where the value thereof does not exceed five thousand dollars, and for other purposes; which was read the first time and ordered to be read a second time to morrow.

On motion of Mr. JOHN B. BLACK,

Resolved, That the Committee on Internal Improvements be directed to enquire into the expediency of abolishing the office of Superintendent of Public Works, and that the duties of said office be charged on the Commissioners of Roads of the several Districts, and that they report to this House thereon at as early a day as convenient.

Message No. 2, was received from His Excellency the Governor, with sundry documents; which was read, and

On motion of Mr. DAVIE, was made the Special Order of the Day for 2 o'clock, P. M. to-morrow, and ordered to be printed.

Mr. FROST presented the accounts of Mellard & Parker, Mellard, Murray & Shuler, and of C. R. Parker; which were severally referred to the Committee on Claims.

Pursuant to notice, and by leave of the House,

Mr. YATES introduced a Bill further to prevent the fraudulent packing of Cotton; which was read the first time and ordered to be read a second time to-morrow.

Mr. DICKINSON gave notice, that he will ask leave to-morrow to introduce a Bill to provide for the Supervision of the Free Schools.

Mr. MIDDLETON gave notice, that he will ask leave to-morrow to introduce a Bill supplementary to an Act, entitled "An Act to give the Commissioners of the Poor for the several Districts and Parishes of this State, the power to purchase lands and build Poor Houses thereon for the support and maintenance of the poor of said Districts and Parishes," passed the 16th December, 1824.

Mr. COX presented the Petition of the heirs and representatives of George Stairly and Elizabeth C. Long, relative to the personal property of Frederick J. Wallern, liable to be escheated; which was referred to the Committee on the Judiciary.

Mr. SULLIVAN gave notice, that he will ask leave to-morrow to introduce a Bill to alter the Act entitled "An Act concerning the office and duties of Magistrate.

Mr. JAMES J. WILSON, from the Special Committee to whom was referred the Petition of John B. Bowers and wife, reported a Bill to change the name of Benjamin F. Wilson, and for other purposes; which was read the first time and ordered to be read a second time to-morrow.

Mr. JAMES J. WILSON, from the same Committee, to whom was re-

ferred the Petition of John Eubanks and wife, reported a Bill to legitimize John and Edward Eubanks; which was read the first time, and ordered to be read a second time to-morrow.

Mr. HUNT gave notice, that he will ask leave to-morrow to introduce a Bill to regulate the terms on which free negroes or persons of color shall be permitted to come into this State on board of any vessel, as cook, steward, mariner, or in any other capacity on board the same.

Mr. CHESNUT presented the Petition of R. W. Wilson, Magistrate, praying compensation for having performed the duties of Coroner in Kershaw District, and to be re-imbursed for money expended; which was referred to the Committee on Claims: also

The return of the Commissioners of Free Schools for Kershaw District, for 1843; which was referred to the Committee on Education.

Mr. BROWN obtained leave to withdraw the Petition of John G. Smith and others, presented at the last Session.

Mr. SEYMOUR presented the Petition of the Charleston Insurance and Trust Company, praying that the Capital of the said Company be reduced to the sum of five hundred thousand dollars; which was referred to the Committee of Ways and Means.

Mr. ARTHUR presented the Petition of James Cayce, praying compensation for work done on the State Road; which was referred to the Committee on Internal Improvements.

Mr. BLAKENEY presented the Petition of the Board of Regents of the Lunatic Asylum, praying for the appropriation of eight thousand dollars for certain purposes; which was referred to the Committee on the Lunatic Asylum.

Mr. R. C. GRIFFIN presented the Petition of many citizens of Edgefield District, praying for the formation of a new Judicial District; which was referred to the Committee on Grievances.

Mr. SUMTER presented the Return of the Commissioners of Free Schools for Claremont, for 1843; which was referred to the Committee on Education.

Mr. SUMTER submitted the Presentment of the Grand Juries of Sumter District, for Spring and Fall Terms, 1843.

So much as relates to Intemperance, was referred to the Committee on Public Buildings:

So much as relates to the marking of public roads by pointers, was referred to the Committee on Roads, Bridges and Ferries:

So much as relates to the granting of licenses, and so much as recommends an increase of the jurisdiction of the Ordinary, in the partition of Real Estate, were referred to the Committee on the Judiciary.

Mr. MYERS presented the Petition of Charles Neuffer, praying compensation for lumber furnished in re-building the Bridge at Cayce's Mill, on the State Road; which was referred to the Committee on Internal Improvements.

Mr. JOEL SMITH presented the Petition of the Commissioners of Public Buildings for Abbeville District, praying that they may be relieved from the operations of an order of the Court, directing them to record the pleadings and judgments in the Clerk's office, from 1822 to 1839, inclusive; which was referred to the Committee on Public Buildings.

Mr. TORRE gave notice, that he will ask leave to-morrow to introduce a Bill to extend the summary process jurisdiction of the Court of Common Pleas, and for other purposes.

Mr. TORRE presented the Petition of David Truesdell, praying a lease of vacant land on Sullivan's Island; which was referred to the Charleston Delegation.

Mr. SIMONS presented the Memorial of the Intendant and Wardens of Moultrieville, and of sundry citizens residing on Sullivan's Island, praying that the Petition of David Truesdell, for a lease of vacant land, may not be granted; which was also referred to the Charleston Delegation.

On motion of Mr. HUNT,

Resolved, That a copy of so much of the Message of His Excellency the Governor, as relates to the Bank of the State, be transmitted to the President of the Bank of the State, and also to the Comptroller General of the State, with directions to them severally to report, first such facts and statements in relation to the recommendations of His Excellency the Governor, as they may deem best calculated to illustrate the practical effects of the changes proposed in the Message, in the payment of the Public Debt, and the management of the Sinking Fund, and the Fiscal operations of the Treasury.

Second, how far the Bank of the State has hitherto accomplished the declared purposes of its institution, and what effect the proposed measures recommended by the Governor would have on the credit of the State, and such facts as they may have to communicate to sustain their views.

Mr. CARN gave notice, that he will ask leave to morrow to introduce a Bill to regulate the manner of claiming and disposing of wild and unmarked cattle, horses and hogs.

GENERAL ORDERS.

The House then proceeded to the consideration of the General Orders of the Day.

The following Bills were read by their titles and referred:

A Bill to authorize and require the Courts of Appeal, when engaged in hearing cases from that circuit, to sit in Charleston, was referred to the Special Committee appointed at the last Session ef the General Assembly, charged with the reorganization of the Circuits, and the Sessions of the Appeal Courts:

A Bill to incorporate a Provident Institution for Savings in the City of Charleston; and

A Bill to amend the Constitution of this State, by limiting the power of the Legislature to contract debt; were referred to the Committee of Ways and Means.

Mr. ANCRUM, from the Committee on Vacant Offices, reported, that the offices of Comptroller General, and Commissioners in Equity for Barnwell, Pickens, Edgefield and York Districts, are vacant; which was ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, made reports:

On the Petition of Leroy Secrest, praying to be refunded a penalty inflicted on him as Sheriff:

On the Petition of Edward Collier, prayinf to be refunded a double tax:

On the Petition of John W. Baker, praying to be refunded a double tax:

On the Petition of Jesse Gent, with a similar prayer: and

Mr. DE TREVILLE presented the Report of the Joint Special Committee appointed to enquire into the expediency of electing an additional Law Judge —favorable thereto; the Committee also reported "A Bill to provide for the election of an additional Judge of the Courts of General Sessions and Common Pleas. The Bill received one reading and was ordered for a second reading to-morrow, and the bill and report were ordered to be printed.

Mr. FELDER offered certain Resolutions providing for abolishing the Bank of the State of South-Carolina, and for separating the Government from Banks. They were referred to the Committee on Finance and Banks, and ordered to be printed.

The House of Representatives sent to the Senate, a Bill to vest in Mary Wolf, the right to certain property; which had received two readings in that House. The Bill received one reading and was referred to the Committee on the Judiciary.

The House of Representatives sent to the Senate, "A Bill to Incorporate the village of Walterboro' and for other purposes therein mentioned,"—which had received two readings in that House. The bill received one reading, and was referred to the Committee on Incorporations.

The House of Representatives also, sent to the Senate, for concurrence, the Report of the Committee of Ways and Means, on the Petition of James M. Andrews, praying to be refunded a tax twice paid; and also,

The Report of the same Committee, on the Return of the City Council of Charleston as to the Transient Poor Fund; which were referred to the Committee on Finance and Banks.

The House of Representatives also sent to the Senate for concurrence, the Report of the Committee on Claims, on the Petition of Dr. C. Pinckney, praying compensation for professional services rendered to a prisoner in Jail; and also,

The Report of the same Committee, on the Account of the Richland Artillery, for freight on a field piece; and also,

The Report of the same Committee, on the Petition of Jacob Wyrick, praying compensation for a Slave executed. They were referred to the Committee on Claims and Grievances.

The House of Representatives also sent to the Senate for concurrence, the Report of the Committee on the Judiciary, on the Petition of the Clerk of the Court of Appeals, praying compensation for additional labor; which was referred to the Committee on the Judiciary; and also,

The Report of the Medical Committee, on the Petition of Dr. J. O. Hagood, for the examination of a non-resident Pauper; and

The Report of the same Committee, on the Petition of Dr. J. W. Duncan, for examining a non-resident Lunatic Pauper. They were referred to the Committee on the Lunatic Asylum and Medical Accounts; and also,

The Report of the Committee on Internal Improvements, on the Petition of James Cayce, praying compensation for work done on the State Road; which was referred to the Committee on Agriculture and Internal Improvements.

The Senate granted leave to Mr. WITHERSPOON, to introduce on Thursday next, a Bill to repeal so much of the Acts of 1827 and 1830, as requires Sheriffs to schedule Executions or final process, and for other purposes.

The Committee on Agriculture and Internal Improvements was discharged from the further consideration of so much of the Presentment of the

Grand Jury of Colleton, Spring Term, 1843, as relates to Buckhead Causeway.

The Committee on Accounts and Vacant Offices was discharged from the further consideration of the account of James Graham, for work on an Artillery carriage belonging to the 32d Regiment; and it was referred to the Committee on the Military Pensions.

Mr. H. H. THOMSON offered the following Resolution, which was agreed to:

Resolved, That the Committee on Finance and Banks inquire into the propriety of amending the charter of the Bank of the State, so as to render one-fourth of the Directors annually ineligible; and that they report by Bill or otherwise.

The following Message was received from the House of Representatives:

IN THE HOUSE OF REPRESENTATIVES, December 4, 1843.

Mr. President and Gentlemen of the Senate:

This House informs Senate, that it has referred the "Memorial of the City Council of Charleston, praying that a State Law Judge be elected, whose duty it shall be to reside in the City of Charleston, and to hold the July and October Terms of the Charleston Court, and to take his course of duty with the other Law Judges in the Circuits of the State, during the January and April Terms of the Charleston Court," to the Special Joint Committee on the subject of an additional Law Judge, and ask Senate that the said Committee be charged with the aforesaid memorial.

By order of the House:

W. F. COLCOCK, *Speaker*.

The Senate concurred, and a Message to that effect was sent to the House of Representatives. The Memorial was referred to the Special Joint Committee accordingly, and the Committee on the Judiciary was discharged from its further consideration.

A Message was received from the House of Representatives proposing to the Senate the appointment of a Joint Special Committee to nominate a President and Directors of the Bank of the State of South-Carolina; which was ordered to lie on the table.

Mr. RHETT presented the Petition of Daniel Legare, praying to be refunded a tax twice paid; which was referred to the Committee on Finance and Banks.

Mr. AIKEN presented the Memorial of the President and Directors of the State Bank, praying that the suit against them in behalf of the State be discontinued, and that they may be allowed to accept the provisions of the Act of 1840; which was referred to the same Committee.

Mr. GRIMBALL presented the Report of the Commissioners appointed to ascertain the dividing line between the Parishes of St. Paul and St. George's Dorchester; which was referred to the Delegation from those Parishes.

Mr. GREGG presented the Account of Samuel Weir, for printing for the State; which was referred to the Committee on Claims and Grievances.

MR. GREGG presented the petition of sundry citizens of Richland, praying that the prayer of F. W. Green, for the lease of the Columbia Canal, be not granted; which was referred to the Committee on Agriculture and Internal Improvements.

MR. GREGG presented the Report of the Regents of the Lunatic Asylum,

with an account of receipts and disbursements, which was referred to the Committee on the Lunatic Asylum and Medical account.

MR. GREGG presented the account of H. Maxcy, Coroner for Richland district, against the State; which was referred to the Committee on Account and Vacant Offices.

MR. DeTREVILLE presented the accounts of Henry Goettie, late Sheriff, and Edward Mulligan, Sheriff of Beaufort, and William F. Sanders, Constable, against the State; which were referred to the same Committee

MR. AIKEN presented the petition of the Marion Artillery for a charter; which was referred to the Committee on Incorporations and Engrossed Acts.

Returns of Commissioners of Free Schools for the year 1843, were presented by

MR. CLOWNEY, for Union,
MR. J. DOUGLASS, for Chester,
MR. ELFE, for St. Thomas and St. Dennis,
MR. GAUSE, for Marion, and
MR. DAVID, for Marlborough.

And they were referred to the Committee on the College, Education and Religion.

SPECIAL ORDER:

The Report of the Joint Special Committee appointed to examine the Bank of the State; the Special order for this day at 1 o'clock; was ordered for conideration to-morrow.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

The Report of the Committee on Finance and Banks, on "a Bill to establish the office of Assayer," (recommending the passage of the Bill with amendments,) was ordered for consideration to-morrow, and the Bill and Report were ordered to be printed.

"A Bill to inflict capital punishment on slaves and free persons of color who may commit a certain offence," received a second reading in the Senate, was agreed to, and was ordered to be sent to the House of Representatives.

The Report of the Committee on Finance and Banks, on the Petition of the citizens of Williamsburg, praying the establishment of a Branch of the Bank of the State at Georgetown, (unfavorable to the prayer thereof,) was ordered to lie on the table.

The following Resolution was agreed to, and ordered to be sent to the House of Representatives for concurrence:

Resolved, That Moreton W. Clement be, and he is hereby appointed a Magistrate, for St. Paul's Parish.

The following Resolution was agreed to:

Resolved, That it be referred to the Judiciary Committee to enquire and report on the expediency of repealing the Act of December, 1840, entitled "An Act to prevent the citizens of New-York from carrying slaves or persons bound to service out of this State, and to prevent the escape of persons charged with any crime," or so modifying the same as to be less injurious to the commerce of this State; and especially, that they enquire and report whether any

public officer has been appointed under color of executing said Act; what the emoluments of said officer are, and whether all the duties performed by him could not be performed at much less expense to the citizens of this State. Also, whether the expenses of executing the provisions of that Act fall upon our own citizens, and whether any benefit is derived by them equivalent to said expense. Also, how far said law, as it now stand.. is consistent with the Constitution of the United States.

The General Orders having been disposed of, on motion of Mr. J. S. MURRAY, it was

Ordered, That when the Senate adjourns, it shall stand adjourned to meet to-morrow, at 12 o'clock.

On motion of Mr. FELDER, the Senate adjourned.

WEDNESDAY, DECEMBER 6, 1843.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the Journal of the Proceedings of yesterday.

Mr. GREGG presented a Resolution, providing for information from the President of the Bank of the State, and Comptroller General, as to the Bank of the State; which was ordered for consideration to-morrow.

Mr. G. W. DARGAN presented a Resolution for appointing two additional Commissioners of the Roads for Darlington District; which was ordered for consideration to-morrow.

Mr. McKENNA presented a Resolution for appointing a Coroner and Magistrate for Lancaster; which was ordered for consideration to-morrow.

Mr. YOUNG gave notice that he will to-morrow ask leave to introduce a Bill to increase the penalty for concealing or carrying away any Slave accused of a capital crime.

The following Resolution offered by Mr. McKENNA, was agreed to:

Resolved, That it be referred to the Committee on Internal Improvements, to inquire and report on the justice and expediency of quieting the claims and confirming the titles of the present owners and occupants (citizens of this State) of all Lands formerly subject to the claims of the Wateree and Catawba Company, lying on the waters of those rivers, and granted previous to the purchase of the charter of said company; and also to the present owners and occupants of the Lands subject to the Act of the Legislature of 1819, granting certain Lands to the Board of Public works.

The House of Representatives sent to the Senate a Bill to authorize and require the Courts of Appeal, when engaged in hearing cases from that circuit, to sit in Charleston. The Bill received a first reading, and was referred to the Committee on the Judiciary.

Mr. MOSES offered the following Resolutions:

Resolved, That the present organization of the Courts of Equity, by which all the Districts of the State, except Charleston, have but one Session in each year for the trial of Equity cases, is unequal, and injurious to the interests of a large portion of the State, by delaying the settlement of estates, and the administration of Justice.

Resolved, That the country Districts are entitled in each year to two sittings of the Court for the trial of Equity cases, and the disposal of all matters of Equity jurisdiction.

Resolved, That a message be sent to the House of Representatives, requesting that body to appoint a Committee on their part to unite with a Committee of five to be appointed by the Senate, to enquire if it be practicable so to distribute the Judicial duties of the Judges as to enable them to call the dockets of the Courts of Equity twice a year for each Judicial District, without any increase of their number, and that the said Joint Committee have leave to report by bill or otherwise.

The Resolutions were agreed to by the Senate, and a message was sent to the House of Representatives, informing the House that Messrs. MOSES, RIVERS, DARGAN, EVINS, and H. H. THOMSON had been appointed the Committee on the part of the Senate in pursuance of the last resolution, and asking the House of Representatives to appoint a similar Committee to meet the Committee of the Senate.

The House of Representatives returned a message of concurrence, informing the Senate that Messrs. HUNT, SIMS, McCARTHY, DESAUSSURE, and PERRIN, had been appointed the Committee on the part of that House.

The Senate granted leave of absence to Mr. CAIN, Senator from St. John's, Berkley, for the remainder of the Session.

On motion of Mr. ELFE, the Senate took up from the table the message from the House of Representatives, proposing the appointment of a Joint Special Committee to nominate suitable persons for President and Directors of the Bank of the State of South-Carolina. The message was concurred in, and Messrs. GRIMBALL, ELFE, ALLSTON, HIGGINS, D. DOUGLASS, FRAMPTON and MOSES, were appointed the Committee on the part of the Senate, and a message was sent to the House of Representatives, informing that House thereof.

Mr. FICKLING presented the Report of the Committee on the Lunatic Asylum and Medical Accounts, on the petition of citizens of Barnwell district, praying compensation to two physicians of Georgia, for detecting arsenic in a case of alledged murder, (favorable to the prayer thereof;) which was ordered for consideration to-morrow.

Mr. HIGGINS, from the Committee on Finance and Banks, to which had been referred so much of the Message No. 1. of the Governor, as relates to the Banks which have refused to accept the provisions of the act of 1840; and also, the memorial of the President and Directors of the Bank of South-Carolina, asking leave to accept the provisions of the act of 1840; and also the memorial of the President and Directors of the State Bank of Charleston, to the same effect, submitted a report thereon; and the Committee also reported

A Bill to amend an Act entitled an Act to provide against the suspension of specie payments by the Banks of this State. The bill received the first reading, and the Report was ordered for consideration to-morrow, and the bill and report were ordered to be printed.

Mr. ALLSTON presented the Report of the Committee on the College, Education and Religion, on the Comptroller General's report in relation to a balance of the Free School Fund for Kingston, Horry, now to the credit of the State, recommending that the same be paid to the order of the Commissioners of Free Schools for Kingston; which was ordered for consideration to-morrow.

Mr. DARGAN presented the Report of the Special Joint Committee on the part of the Senate, appointed to examine the affairs of the branch of the Bank of the State at Camden; which was ordered for consideration to-morrow.

Mr. McWILLIE presented the favourable Reports of the Committee on the Judiciary,

On a Bill regulating Hawkers and Pedlers:

On a Bill to prevent the holding of Females to bail in Civil suits:

On a Bill to amend the law in relation to actions commenced by suits of foreign attachment; and

On the petition of the Clerk of the Court of Appeals, praying compensation for extra labor:

Which were ordered for consideration to-morrow.

Mr. McWILLIE also presented the *unfavorable* Reports of the Committee on the Judiciary,

On the presentment of the Grand Jury for Pickens district, Fall Term, 1843:

On the petition of citizens of Charleston district, in reference to constables in the country:

On the petition of John Eubanks and Sarah his wife, praying to be permitted to legitimate two bastard children, to wit John and Edward:

On the presentment of the Grand Jury of Colleton, Spring Term, 1843:

On the petition of James W. McDaniel, to have his name established by law:

On the petition of Jeremiah Kingsley and others, citizens of Union District, praying that the law relating to Hawkers and Pedlers may be so amended, by reducing the License, as to allow the enjoyment of this privilege to the citizens of this State:

On the petition of John B. Bowers and Harriet his wife, to be permitted to change the name of Benjamin F. Wilson to Benjamin F. Bowers, and to adopt the said Benjamin as their heir at law; and

On the presentment of the Grand Jury of Chesterfield District, Fall Term, 1843:

All of which were ordered for consideration to-morrow.

The Senate granted leave to Mr. GREGG, to withdraw the account of H. Maxcy, coroner for Richland District, against the State.

The PRESIDENT laid before the Senate the Report of the Solicitor of the Southern Circuit, on district offices and their officers in that circuit; which was referred to the Committee on the Judiciary.

Mr. HIGGINS presented the petition of Bryant Weathersbee, praying to be refunded an improper tax paid by him; which was referred to the Committee on Finance and Banks.

Mr. BUCHANAN presented the memorial of sundry citizens of the State, praying an appropriation for the improvement of the navigation of Broad river; which was referred to the Committee on Agriculture and Internal Improvements.

Mr. GREGG presented the account of W. W. Purse, for work done in the Senate chamber; which was referred to the Committee on Claims and Grievances.

Mr. BUCHANAN presented the account of H. T. Franklin, Jailor of Fairfield, against the State, which was referred to the same Committee.

Mr. BUCHANAN presented the return of the Commissioners of Free Schools for Fairfield district, for 1843; which was referred to the Committee on the College, Education and Religion.

Mr. BUCHANAN presented the peiition of the creditors of John Young,

deceased, an alien, praying for the sale of his real estate for the benefit of his creditors ; which was referred to the Committee on the Judiciary.

Mr. AIKEN presented "the petition of the Grand Camp of South-Carolina," an institution connected with the Independent Order of Odd Fellows, for incorporation; which was referred to the Committee on Incorporations and Engrossed Acts.

Mr. McWILLIE presented the petition of sundry citizens of Kershaw district, praying for the incorporation of a Literary Society to be styled "The DeKalb Lyceum ;" which was referred to the same Committee.

Mr. BUCHANAN presented the Memorial of the Commissioners of Public Buildings of Fairfield District and others, praying an appropriation for a new Court House for that District; which was referred to the Committee on Roads and Buildings.

Mr. MOSES presented the Petition of sundry citizens of Sumter District, praying for a certain change in the road law; which was referred to the same Committee.

Mr. WITHERSPOON presented the Petition of sundry citizens of York District, praying the change of a road leading to Leeche's Bridge on Turkey Creek ; which was referred to the same Committee.

Mr. DARGAN presented the Protest of many citizens of Darlington District, against the establishment of a road from Strother's Mill to Society Hill in that District; which was referred to the same Committee.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

The Report of the Special Joint Committee appointed to examine the Bank of the State of South-Carolina, and

The Report of the Special Joint Committee appointed to examine the Branch of the Bank of the State at Columbia, were orded to lie on the table.

The Report of the Committee on Finance and Banks, on a Bill to establish the office of Assayer, was ordered to lie on the table.

The Report of the Committee on Finance and Banks, on a Bill to restore to each Branch of the Legislature the right of enquiring into the finances of the State, was ordered to be placed among the orders of the day for to-morrow.

The Report of the Committee on the College, Education and Religion, on the Message No. 1, of his Excellency the Governor, in relation to the Free Schools, was made the Special Order of the Day for to-morrow, at 1 o'clock.

The favorable Report of the Commitee on Finance and Banks, on the Petition of C. W. Edwards, praying to be refunded a double tax, was agreed to by the Senate, and was ordered to be sent to the House of Representatives for concurrence.

The unfavorable Report of the Committee on Roads and Buildings, on the Petition of Emeline Walkington, praying for the charter of the Jacksonboro' ferry in her own right, was ordered to be placed in the general orders of the day for to-morrow. The order was afterwards re-considered, and the Senate agreed to the report.

The unfavorable Report of the Committee on Roads and Buildings, on the Petition of Charles W. Watkins, praying that the charter of the Jacksonboro' ferry may be vested in him, was agreed to by the Senate.

The unfavorable Report of the Committee on Roads and Buildings, on the

The Report of the Joint Special Committee appointed to examine the Branch of the Bank of the State at Camden.

The Report of the Committee on the College, Education and Religion, on the Comptroller General's Report, in relation to a balance of the Free School Fund for Kingston, now to the credit of the State, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The Report of the Committee on the Lunatic Asylum and Medical Accounts, recommending that the sum of Two Hundred Dollars be paid to Drs. Dugas and Ford, of Augusta, Georgia, for detecting Arsenic in a case of alleged murder in Barnwell district, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The following Resolutions were agreed to, and were ordered to be sent to the House of Representatives for concurrence:

Resolved, That Burrell Jegur and James Carter be appointed as two additional Commissioners of Roads for Darlington District.

Resolved, That John B. Cowsar be appointed Coroner for Lancaster District.

Resolved, That L. Dixon Barns be appointed a Magistrate for Lancaster District.

The general orders having been disposed of, Mr. BOYCE called up from the table the Report of the Committee on Finance and Banks, on

A Bill to establish the office of Assayer.

The Bill received the second reading, and was ordered to be sent to the House of Representatives.

On motion of Mr. J. S. MURRAY, it was

Ordered, That when the Senate adjourns, it shall stand adjourned to meet to-morrow, at 12 o'clock.

On motion of Mr. YOUNG, the Senate adjourned.

FRIDAY, DECEMBER 8, 1843.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

The House of Representatives sent to the Senate a Bill to amend the Constitution of the State, by limiting the power of the Legislature to contract debt. The Bill received a first reading in the Senate, and was referred to the Committee on Finance and Banks.

The House of Representatives also sent to the Senate for concurrence, a resolution directing the Solicitors to enquire into any trespass committed on the State House or its appendages; which was referred to the Committee on the Judiciary.

Message No. 4, from his Excellency the Governor, was communicated to the Senate, and was referred to the Committee on the College, Education and Religion, and ordered to be printed.

Mr. DAVID gave notice that on tomorrow he will ask leave to introduce a Bill to alter and amend the law in relation to the duties of the Commissioners of Public Buildings.

The PRESIDENT laid before the Senate the private Report of the President of the Bank of the State, as to the indebtedness of the officers and directors of the Bank; which was referred to the Joint Special Committee to nominate the President and Directors.

The PRESIDENT laid before the Senate the Report of the Attorney General, on District Officers and their Offices within Charleston District; and also,

The Report of the Solicitor of the Western Circuit, on District Officers and their Offices in that Circuit; which were referred to the Committee on the Judiciary.

Pursuant to notice, on leave granted, Mr. BUCHANAN introduced

A Bill to regulate the Auditing of Contingent Accounts against the State. The Bill was read the first time, and was referred to the Committee on the Judiciary.

Mr. BUCHANAN presented the Petition of Sarah Smart, Senior, and also the Petition of Sarah Smart, Junior, both praying to be refunded a double tax; which was referred to the Committee on Finance and Banks.

Mr. WITHERSPOON presented the Petition of Samuel McElhenny, praying to be placed on the Pension roll of the State; which was referred to the Committee on the Military and Pensions.

Mr. GREGG presented the Return of the Commissioners of Free Schools for Richland district, for 1843; which was referred to the Committee on the College, Education and Religion.

Mr. McWILLIE presented the favorable Reports of the Committee on the Judiciary, on

A Bill to vest in Mary Wolf, the right to certain property, and

The Report of the Committee on the Judiciary of the House of Representatives, on the petition of the Clerk of the Court of Appeals, praying compensation for extra labor; which were ordered for consideration tomorrow.

Mr. McWILLIE also presented the unfavorable Reports of the Committee on the Judiciary,

On the Presentment of the Grand Jury of Colleton District, Spring Term, 1843; and

On the Presentment of the Grand Jury of Colleton District, Fall Term, 1843; which were ordered for consideration to-morrow.

Mr. HIGGINS presented the unfavorable Report of the Committee on Finance and Banks, on a Resolution directing an inquiry into the propriety of rendering one fourth of the Directors of the Bank of the State annually ineligible. The Report was ordered for consideration to-morrow.

Mr. BUCHANAN presented the unfavorable Report of the Committee on the Military and Pensions, on the Petition of Stephen Evans, praying that the arrears of Pension due his sister, Frances Knowlton, may be paid to him.

Mr. BOYCE presented the Account of A. S. Willington & Co., for Printing for the State; which was referred to the Committee on Claims and Grievances.

Mr. FICKLING presented the Report of the Committee on the Lunatic Asylum and Medical Accounts, on the Account of Dr. E. Jennings, and on the Report of the Medical Committee of the House of Representatives on the same subject; which was ordered for consideration tomorrow.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

A Bill to prevent the holding of Females to bail in Civil suits, (which had been read twice in the House of Representatives, and once in the Senate,)

The Report of the Joint Special Committee appointed to examine the Branch of the Bank of the State at Camden.

The Report of the Committee on the College, Education and Religion, on the Comptroller General's Report, in relation to a balance of the Free School Fund for Kingston, now to the credit of the State, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The Report of the Committee on the Lunatic Asylum and Medical Accounts, recommending that the sum of Two Hundred Dollars be paid to Drs. Dugas and Ford, of Augusta, Georgia, for detecting Arsenic in a case of alleged murder in Barnwell district, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The following Resolutions were agreed to, and were ordered to be sent to the House of Representatives for concurrence:

Resolved, That Burrell Jegur and James Carter be appointed as two additional Commissioners of Roads for Darlington District.

Resolved, That John B. Cowsar be appointed Coroner for Lancaster District.

Resolved, That L. Dixon Barns be appointed a Magistrate for Lancaster District.

The general orders having been disposed of, Mr. BOYCE called up from the table the Report of the Committee on Finance and Banks, on

A Bill to establish the office of Assayer.

The Bill received the second reading, and was ordered to be sent to the House of Representatives.

On motion of Mr. J. S. MURRAY, it was

Ordered, That when the Senate adjourns, it shall stand adjourned to meet to-morrow, at 12 o'clock.

On motion of Mr. YOUNG, the Senate adjourned.

FRIDAY, DECEMBER 8, 1843.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

The House of Representatives sent to the Senate a Bill to amend the Constitution of the State, by limiting the power of the Legislature to contract debt. The Bill received a first reading in the Senate, and was referred to the Committee on Finance and Banks.

The House of Representatives also sent to the Senate for concurrence, a resolution directing the Solicitors to enquire into any trespass committed on the State House or its appendages; which was referred to the Committee on the Judiciary.

Message No. 4, from his Excellency the Governor, was communicated to the Senate, and was referred to the Committee on the College, Education and Religion, and ordered to be printed.

Mr. DAVID gave notice that on tomorrow he will ask leave to introduce a Bill to alter and amend the law in relation to the duties of the Commissioners of Public Buildings.

The PRESIDENT laid before the Senate the private Report of the President of the Bank of the State, as to the indebtedness of the officers and directors of the Bank; which was referred to the Joint Special Committee to nominate the President and Directors.

The PRESIDENT laid before the Senate the Report of the Attorney General, on District Officers and their Offices within Charleston District; and also,

The Report of the Solicitor of the Western Circuit, on District Officers and their Offices in that Circuit; which were referred to the Committee on the Judiciary.

Pursuant to notice, on leave granted, Mr. BUCHANAN introduced

A Bill to regulate the Auditing of Contingent Accounts against the State. The Bill was read the first time, and was referred to the Committee on the Judiciary.

Mr. BUCHANAN presented the Petition of Sarah Smart, Senior, and also the Petition of Sarah Smart, Junior, both praying to be refunded a double tax; which was referred to the Committee on Finance and Banks.

Mr. WITHERSPOON presented the Petition of Samuel McElhenny, praying to be placed on the Pension roll of the State; which was referred to the Committee on the Military and Pensions.

Mr. GREGG presented the Return of the Commissioners of Free Schools for Richland district, for 1843; which was referred to the Committee on the College, Education and Religion.

Mr. McWILLIE presented the favorable Reports of the Committee on the Judiciary, on

A Bill to vest in Mary Wolf, the right to certain property, and

The Report of the Committee on the Judiciary of the House of Representatives, on the petition of the Clerk of the Court of Appeals, praying compensation for extra labor; which were ordered for consideration tomorrow.

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Mr. BOYCE presented the Account of A. S. Willington & Co., for Printing for the State; which was referred to the Committee on Claims and Grievances.

Mr. FICKLING presented the Report of the Committee on the Lunatic Asylum and Medical Accounts, on the Account of Dr. E. Jennings, and on the Report of the Medical Committee of the House of Representatives on the same subject; which was ordered for consideration tomorrow.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

A Bill to prevent the holding of Females to bail in Civil suits, (which had been read twice in the House of Representatives, and once in the Senate,)

was before the Senate on the second reading, and the Senate disagreed to the Bill.

A Resolution providing for information from the President of the Bank of the State and the Comptroller General, was before the Senate for consideration. Mr. GREGG offered the following as a substitute:

Resolved, "That the President of the Bank of the State of South-Carolina and the Comptroller General of this State, be directed severally to Report such facts and reasons as they may deem best calculated to illustrate the practical effects of any proposed changes or measures in relation to the payment of the Public Debt, the management of the Bank and Sinking Fund, and the Fiscal operations of the Treasury, as well as their effect on the credit of the State." The substitute was agreed to by the Senate.

The unfavorable Report of the Committee on Claims and Grievances, on the Petition of the Hon. John B. O'Neall, praying compensation for a slave executed, was ordered to lie on the table.

The following Reports were agreed to, and were ordered to be sent to the House of Representatives for concurrence:

The Report of the Committee on Claims and Grievances, on the Account of H. H. Kinard, for blankets furnished for the Jail of Newberry district:

The Report of the same Committee, on the Account of W. W. Purse, for work done in the Senate Chamber:

The Report of the same Committee, on the Account of James Graham, for work done on an Artillery Carriage belonging to the 32d Regiment:

The Report of the same Committee, on the Petition of G. W. Burbridge, for compensation for carrying despatches in the contested Election between the Hon. D. Walker and S. Verdier:

The Report of the same Committee, on the Account of H. T. Franklin, Jailer for Fairfield District: and

The Report of the same Committee, on the Account of B. Johnson, for blankets furnished for the Jail of Union District.

The following favorable reports were agreed to, and were ordered to be sent to the House of Representatives for concurrence:

The Report of the Committee on Finance and Banks, on the Petition of William McKenna, praying to be refunded a double Tax:

The Report of the Committee on Finance and Banks, on the Petition of Daniel Legare, praying to be refunded a Tax twice paid:

The Report of the Delegation from the Parishes of St. Paul's and St. George's, Dorchester, on the Report of the Commissioners to ascertain the dividing line between those Parishes:

The Report of the Committee on the Military and Pensions, on the Petition of Ann Richardson, praying for a Pension:

The Report of the Committee on the Military and Pensions, on the Petition of Martha Carroll, praying to be placed on the Pension roll: and

The Report of the Committee on Agriculture and Internal Improvements, on the Accounts of the Superintendent of Public Works.

The Senate concurred in the following Reports, and ordered them to be returned to the House of Representatives.

The Report of the Committee on Claims, on the account of C. H. Goodman, Jailer of Edgefield District, for blankets furnished for the Jail of that District, in 1842:

The Report of the same Committee, on the Petition of Dr. C. Pinckney,

praying compensation for Professional services rendered to a Prisoner in Jail:

The Report of the same Committee, on the Account of the Richland Artillery attached to the Second Regiment South-Carolina Militia, for Freight on a Field Piece:

The Report of the Committee on Pensions, on the Petition of William Douglass, praying to be placed on the Pension Roll: and

The Report of the Committee of Ways and Means, on the Petition of James McAndrews, praying to be refunded a Tax twice paid.

The following unfavorable Reports were agreed to by the Senate:

The Report of the Committee on the Lunatic Asylum and Medical Accounts, on the Report of the Medical Committee of the House of Representatives, on the Account of Dr. J. W. Duncan, for examiuing a non-resident Lunatic Pauper:

The Report of the same Committee, on the Report of the Medical Committee of the House of Representatives, on the Account of Dr. J. O. Hagood, for examining a non-resident Lunatic Pauper.

The General Orders having been disposed of, Mr. HIGGINS called up from the table the Report of the Committee on Finance and Banks, on

A Bill to restore to each Branch of the Legislature, the right of inquiring into the Finances of the State; which Report recommends the passage of the Bill. The Bill received the second reading, was agreed to, and was ordered to be sent to the House of Representatives.

SPECIAL ORDER.

The Report of the Committee on the College, Education and Religion, on so much of the Message No. 1 of his Excellency the Governor, as relates to the Free Schools, which had been made the Special Order for 1 o'clock, and which recommends the expediency of appointing a Superintendent of Free Schools, to be chosen by the Trustees of the South-Carolina College, was under consideration. On the question of agreeing to the Report, the Yeas and Nays were ordered to be taken, and they are as follows:

Those who voted in the Affirmative, are: The Hon. A. Patterson, President, Messrs. Allston, Aiken, Buchanan, David, DeTreville, Elfe, Fickling, Frampton, Grimball, Gregg, Hanna, McWillie, Moses, Rivers, and Ward.—16.

Those who voted in the Negative, are: Messrs. Boozer, Boyce, Buford, Dargan, D. Douglass, Evins, Felder, Gause, Gourdin, Higgins, Jeter, Johnson, McKenna, J. S. Murray, Rhame, Skipper, Smart, C. R. Thomson, H. H. Thomson, Walker, Willson, Witherspoon, and Young.—23.

The Senate therefore disagreed to the Report.

The Reports of the Joint Special Committees appointed to examine the Bank of the State, the Branch Bank at Columbia, and the Branch Bank at Camden, were called up from the table, on motion of Mr. GRIMBALL, and were placed in the General Orders of the Day for to-morrow.

On motion of Mr. J. S. MURRAY, it was

Ordered, That when the Senate adjourns, it shall stand adjourned to meet to-morrow, at 12 o'clock.

On motion of Mr. BOYCE, the Senate adjourned.

SATURDAY, DECEMBER 9, 1843.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the Journal of the proceedings of yesterday.

The House of Representatives sent to the Senate a Bill to alter and amend the first section of the 3d Article of the Constitution. The bill received a first reading, and was ordered to be made the special order for 1 o'clock on Tuesday next: also,

A bill to permit Andrew O'Brien, an alien, to apply for permission to practice in the Courts of Law and Equity in this State. The bill received a first reading in the Senate, and was referred to the Committee on the Judiciary: also,

A Bill to amend the law in relation to recording Mortgages, and to regulate the lien thereof. The bill received a first reading, and was referred to the Committee on the Judiciary.

The PRESIDENT laid before the Senate the Report of the Solicitor of the Northern Circuit, on District Officers and their Offices in that Circuit; which was referred to the Committee on the Judiciary.

Mr. AIKEN presented the Petition of the Vestry and Wardens of St. Thaddeus' Church, at Aiken, praying for Incorporation; which was referred to the Committee on Incorporations and Engrossed Acts.

Pursuant to notice, on leave granted, Mr. DAVID introduced a Bill to alter and amend the law in relation to the duties of Commissioners of Public Buildings. The Bill received a first reading, and was referred to the Committee on the Judiciary.

Mr. CLOWNEY called up from the table the Report of the Special Committee appointed to enquire into the expediency of electing an additional Law Judge, and

A Bill to provide for the election of an additional Judge of the Courts of General Sessions and Common Pleas; and they were made the Special Order of the Day for Monday next at 1 o'clock.

Mr. DOUGLASS presented the Report of the Committee on Accounts and Vacant Offices, as to a Law Judge, reporting that office vacant; which was ordered to lie on the table.

Mr. WARD presented the Account of the disbursements of the Transient Poor Fund for Georgetown; which was referred to the Committee on Finance and Banks.

Mr. C. R. THOMSON presented the Return of the Commissioners of Free Schools for St. Matthew's Parish, for the year 1843; which was referred to the Committee on the College, Education and Religion.

Mr. WITHERSPOON presented the Account of Alexander Fewell for boarding an officer and his guard having under charge a convicted prisoner; which was referred to the Committee on Claims and Greivances.

The Senate granted leave to Mr. HIGGINS to withdraw the Petition of the Hon. John B. O'Neall, praying compensation for a slave executed.

Mr. WITHERSPOON presented the Petition of E. C. Shurley, Joseph Cathcart and others, praying compensation for guarding a convicted slave; which was referred to the Committee on Claims and Grievances.

The Committee on Roads and Buildings was discharged from the consideration of a Bill to reduce the ferriage at Vance's Ferry at time of high water; which was referred to the Committee on Agriculture and Internal Improvements.

Mr. WILLSON presented the Report of the Delegation from St. John's, Berkley and St. James, Goose Creek, on the Report of the Commissioners appointed to resurvey the dividing line between those Parishes; which was ordered for consideration on Monday next.

Mr. BUCHANAN presented the Report of the Committee on the Military and Pensions, on the Petition of Nancy Fry, praying that the arrears of Pension due her deceased husband may be paid to her, and that she may be placed on the Pension Roll; which was ordered for consideration on Monday next.

Mr. HIGGINS presented the Report of the Committee on Finance and Banks, on certain Resolutions in relation to abolishing the Bank of the State, and requiring the President of the Bank of the State to report debts due by the Bank, (unfavorable to these Resolutions, and favorable to the Resolutions in the same series in relation to the issue of small notes); and the Committee reported a Bill to repress Bank bills of a loss denomination than Five Dollars. The Report was ordered for consideration on Monday next, and the Bill and Report were ordered to be printed.

Mr. HIGGINS also presented a favorable Report of the Committee on Finance and Banks, on a Bill to incorporate a Provident Institution for Savings, in the City of Charleston; which was ordered for consideration on Monday next, and the Bill and Report were ordered to be printed.

Mr. HIGGINS also presented the favorable Report of the same Committee, on "a Bill to amend the Constitution of this State by limiting the power of the Legislature to contract debt." The Report, was ordered for consideration on Monday next, and the Bill and Report were ordered to be printed.

Mr. RHETT presented the Report of the Committee on Agriculture and Internal Improvements, on the Petition of citizens of Newberry District, praying for the repairing of the Columbia Canal; the Petition of F. W. Green, to be permitted to repair the same at his own expense; and the Petition of citizens of Columbia, against the repairing of said Canal; which Report recommends that the prayer of F. W. Green be granted, and it was ordered for consideration on Monday next, and to be printed.

Mr. RHETT presented the favorable Reports of the same Committee, on the Petition of J. B. Earnest, praying compensation for work done under the direction of the Superintendent of Public Works; on the Report of the Committee on Internal Improvements of the House of Representatives on the Petition of James A. Cayce, praying compensation for work done on the State road; and on the Report of the Committee on Internal Improvements of the House of Representatives, on the Account of Charles Neuffer, for lumber furnished for the State road; which were ordered for consideration on Monday next.

Mr. MOSES presented the favorable Reports of the Committee on the Judiciary, on a Bill to regulate the auditing of contingent accounts against the State. The report was ordered was ordered for consideration on Monday next, and the Bill and Report were ordered to be printed; also,

The favorable Report of the same Committee, on "A Bill to increase the penalty for concealing or conveying away any slave accused of a capital crime;" which was ordered for consideration on Monday next:

Also, the favorable Report of the same Committee, on a Bill to vest the real Estate of Ehler H. Osterholtz in John D. W. Schroder; which was ordered for consideration on Monday next:

Also, the favorable Report of the same Committee, on the Report of the Committee on the Judiciary of the House of Representatives, on the letter of resignation of the Hon. Judge Earle:

Also, the unfavorable Report of the same Committee on the Petition of James L. Gantt, praying compensation for his services as Librarian of the Appeal Court Library in Charleston, during the past year; and

Also, the unfavorable Report of the same Committee, on the Report of the Committee on the Judiciary of the House of Representatives, on the same subject.

Mr. CLOWNEY presented the Report of Special Joint Committee on the Memorial of the City Council of Charleston, in relation to the election of an additional Judge; which was ordered for consideration on Monday next.

Mr. HIGGINS presented favorable Reports from the Committee on Finance and Banks,

On the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of W. M. Myers, praying to be relieved from a double tax execution:

On the Report of the same Committee, on the Petition of Charles F. Gary, praying to be refunded a tax paid by mistake:

On the Petition of D. Dowling, praying that certain citizens of Barnwell District may be refunded a double tax:

Also, the Report of the same Committee, recommending that the Senate do not concur in the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of the Hibernian Society, praying to be relieved from taxation on their property:

All of which were ordered for consideration on Monday next.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

A bill to authorize the Superintendent of Public Works to dispose of certain Lands belonging to the State, was ordered to be placed in the General Orders of the day for Monday next.

A Bill to vest in Mary Wolf the right to certain property, (which had been twice read in the House of Representatives and once in the Senate,) received the second reading, was agreed to, and was ordered to be sent to the House of Representatives.

The unfavorable Report of the Committee on the Military and Pensions, on the Petition of Stephen Evans, praying that arrears of Pensions due his deceased sister, Frances Knowlton, may be paid to him, was agreed to by the Senate; and leave was granted to Mr. Rhame, to withdraw the Petition.

The unfavorable Report of the Committee on the Judiciary, on the Presentment of the Grand Jury of Colleton, Spring Term, 1843, and

On the Presentment of the Grand Jury of Colleton, Fall Term, 1843, were agreed to by the Senate.

The unfavorable Report of the Committee on Finance and Banks, on a Resolution directing that Committee to inquire and report as to the propriety of so amending the charter of the Bank of the State as to render one-fourth of the Directors annually ineligible, was agreed to by the Senate.

The Report of the Joint Special Committee appointed to examine the Bank of the State of South-Carolina;

The Report of the Joint Special Committee appointed to examine the Branch of the Bank of the Satte at Columbia; and

The Report of the Joint Special Committee appointed to examine the Branch of the Bank of the State at Camden, were ordered to lie on the table.

The Senate concurred in and ordered to be returned to the House of Representatives, the Report of the Committee on the Judiciary of that House, on the Petition of the Clerk of the Court of Appeals, praying compensation for additional labor.

The General Orders having been disposed of,

On motion of Mr. WITHERSPOON, it was

Ordered, That when the Senate adjourns, it shall stand adjourned to meet on Monday next, at 12 o'clock.

On motion of Mr. MOSES, the Senate adjourned.

MONDAY, DECEMBER 11, 1843.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the Journal of the proceedings of Saturday.

The following Message was received from the House and Representatives.

IN THE HOUSE OF REPRSENTATIVES, December 9, 1843.

Mr: President and Gentlemen of the Senate:

This House grants leave to Senate to amend the Report of the Medical Committee of this House, on the Account of Dr. E. Jennings, by striking out the words "*twenty-five dollars*," for the purpose of inserting "*twenty dollars*."

By order of the House:

W. F. COLCOCK, *Speaker*.

The Report of the Medical Committee of the House of Representatives was then amended according to the leave granted, and as amended, was concurred in and was ordered to be returned to the House of Representatives.

The House of Representatives also returned with its concurrence:

A Resolution for appointing two additional Commissioners of Roads for Darlington District: and

The Report of the Delegation from the Parishes of St. Paul and St. George, Dorchester, on the Report of the Commissioners appointed to ascertain the dividing line between the said Parishes.

The House of Representatives sent to the Senate for concurrence:

A Resolution, directing the Commisionners of Public Buildings for Colleton District to sell the lot in Jacksonboro' on which the old jail stood; and

A Bill to amend the law in relation to sole traders. The Bill received a first reading, and was referred to the Committee on the Judiciary.

The Senate granted leave of absence to the Solicitor of the Southern Circuit, from and after the 12th instant, in consequence af the indisposition of his family.

Mr. GRIMBALL presented the Report of the Joint Committee appointed to nominate the President and Directors of the Bank of the State of South-Carolina; which was ordered to lie on the table, and to be printed.

Mr. BUCHANAN presented the Petition of sundry citizens of Camden, praying an amendment of their charter; which was referred to the Committee on Incorporations and Engrossed Acts.

Mr. GREGG presented the account of Samuel Weir, for stationary furnished for the Senate; which was referred to the Committee on Claims and Grievances: and

The account of A. H. Pemberton, for printing and advertising; which was referred to the same Committee.

The President laid before the Senate the Report of the President of the Bank of the State of South-Carolina, in reply to a Resolution calling on him for information in relation to the Finances of the State; which was ordered to lie on the table, and to be printed.

Mr. H. W. THOMSON presented the Petition of A. H. Bomar, praying to be refunded a sum of money paid into the Treasury by mistake; which was referred to the Committee on Finance and Banks.

Mr. ALLSTON presented the Petition of citizens of Georgetown, praying the establishment of a Branch of the Bank of the State at Georgetown; which was referred to the same Committee.

Mr. J. DOUGLASS offered the following Resolution, which was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

Resolved, That the Senators and Representatives of the several Districts and Parishes of this State, be constituted and appointed for the time being *ex-officio* members of the Board of Commissioners of Free Schools, in their Districts and Parishes respectively.

The following Resolution offered by Mr. WITHERSPOON, was agreed to and ordered to be sent to the House of Representatives for concurrence.

Resolved, That J. N. McElwee, Senior, be appointed Coroner for York District.

Mr. BOYCE offered the following Preamble and Resolution:

Whereas, under an order of this Legislature, passed at December Session 18 , certain copies of the Statutes at Large were placed in the hands of Wm. Cunningham, for and on account of the State; and whereas the said Wm. Cunningham has since departed this life, leaving many copies of the said Statutes at Large undisposed of:

Therefore, *Resolved*, That the Committee on the Judiciary be requested to enquire of the representatives of the said Wm. Cunningham and investigate how many copies may be sold, and what is the balance due to the State for the sales so made by Wm. Cunningham; and how many copies are on hand; and to order the Treasurer of the Upper Division to call and receive the said copies which are not sold, and to place them in a place of safety, and that the said Committee report to this House.

The Resolution was agreed to by the Senate.

REPORTS OF COMMITTEES.

Mr. HIGGINS, from the Committee on Finance and Banks, to which had been referred that part of the Report of the President of the Bank of the State relating to the collection of the debts due to that Bank, submitted a Report, which was ordered to be printed and for consideration to-morrow.

The Committee also reported a Bill to facilitate the prosecution of suits, and the collection of debts, by the Bank of the State of South-Carolina, and its Branches. The Bill received a first reading, and was ordered for a second reading to-morrow, and to be printed.

Mr. YOUNG, from the Committee on Incorporations and Engrossed Acts, to which had been referred a Bill to Incorporate the village of Walterborough, and for other purposes, reported the Bill without amendment, and it was ordered for a second reading to-morrow.

Mr. RHETT presented the favorable Report of the Committee on Agriculture and Internal Improvements, on the Petition of Dr. T. W. Moore, praying that a Bond given by him for the purchase of Public Land, may be cancelled; which was ordered for consideration to-morrow.: also,

The unfavorable Report of the same Committee, on the Memorial of sundry citizens of the State, praying an appropriation for the improvement of Broad River; also,

The Report of the same Committee, on the Exhibit of receipts and expenditures, by the Superintendent of Public Works, from 1st Dec. 1842, to 1st February, 1843; also,

The Report of the same Committee on a Bill to reduce the ferriage at Vance's Ferry at time of high water, asking to be discharged from the consideration of the Bill;

All of which Reports were ordered for consideration to-morrow.

Mr. ALLSTON presented the Report of the Committee on Federal Reations,

On so much of the Message No. 1, of his Excellency the Governor, as relates to Texas; which was ordered for consideration to-morrow: and

The unfavorable Report of the Committee on the College, Education, and Religion, on the Presentment of the Grand Jury of Lancaster, Fall Term, 1843, in relation to the Free Schools; and

The unfavorable Report of the same Committee, on the Presentment of the Grand Jury of Marlborough, Fall Term, 1843, in relation to the Free Schools; which were ordered for consideration to-morrow.

Mr. WITHERSPOON presented unfavorable Reports from the Committee on Roads and Buildings,

On the Presentment of the Grand Jury for Barnwell District, Fall Term, 1843:

On the Presentment of the Grand Jury of Sumter District, Fall Term 1843: and

On the Petition of citizens of York District, in relatiou to a water police; which were ordered for consideration to-morrow.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

A Bill to amend an Act entitled an Act to provide against the suspension of specie payments by the Banks of this State," (which had been reported by the Committee on Finance and Banks,) was before the Senate on the second reading.

Mr. RHETT offered the following amendment, as an additional section:

"*Be it further enacted*, That the Legislature shall have the right at all times to investigate the condition and affairs of the said Banks or either of them, by Committees, in the same way and to the same extent as it now exercises, or may hereafter exercise the right of investigation over the affairs of the Bank of the State of South-Carolina."

On the question of agreeing to the amendment, the Yeas and Nays were ordered and are as follows. Those who voted in the Affirmative, are:

Messrs. Boozer, Buchanan, Buford, Clowney, Dargan, David, D. Douglass, Evins, Felder, Frampton, Gause, Johnson, McKenna, Rhame, Rhett, Skipper, and Smart.—17.

Those who voted in the Negative, are:

The Hon. A. Patterson, President; Messrs. Aiken, Allston, Boyce, DeTreville, J. Douglass, Elfe, Fickling, Grimball, Gourdin, Hanna, Higgins, McWillie, Moses, W. M. Murray, Rivers, C. R. Thomson, H. H. Thomson, Walker, Ward, Willson, Witherspoon, and J. Young.—23.

The amendment therefore was not agreed to.

On the question of agreeing to the Bill, after it had received the second reading, the Ayes and Nays were ordered to be taken, and are follows:

Those who voted in the Affirmative, are:

The Hon. A. Patterson, President; Messrs. Aiken, Boyce, Buchanan, Buford, Clowney, Dargan, David, DeTreville, D. Douglass, John Douglass, Elfe, Evins, Fickling, Frampton, Gause, Grimball, Gourdin, Hanna, Johnson, McKenna, McWillie. Moses, W. M. Murray, Rhame, Rhett, Rivers, Skipper, Smart, C. R. Thomson, H. H. Thomson, Walker, Ward, Willson, Witherspoon and Young.—36.

Those who voted in the Negative, are: Messrs. Boozer, Felder, and Higgins.—3.

The Bill was therefore agreed to, and ordered to be sent to the House of Representatives.

The General Orders were suspended, and Mr. DeTREVILLE presented the Petition of sundry citizens of St. Helena Parish, in relation to Port Royal ferry; which was referred to the Committee on Roads and Buildings.

The PRESIDENT laid before the Senate the Report of the Comptroller General, in answer to a Resolution calling on him for information as to the Finances of the State; which was ordered to lie on the table, and to be printed.

On motion of Mr. DAVID, it was

Ordered, that when the Senate adjourns, it shall stand adjourned to meet to-morrow at eleven o'clock.

On motion of Mr JOHNSON,

The Senate adjourned.

TUESDAY, DECEMBER 12, 1843.

The Senate met at 11 o'clock, pursuant to adjournment.

The Clerk read the Journal of the proceedings of yesterday.

The House of Representatives sent to the Senate for concurrence, a Resolution, directing the Superintendent of Public Works to draw the unexpended balance of an appropriation made for Socaster Creek; which was referred to the Committee on Agriculture and Internal Improvements.

The House of Representatives also sent to the Senate "a Bill to change the name of the Louisville, Cincinnati and Charleston Rail Road Company, and to unite the same with the South-Carolina Canal and Rail Road Company, and for other purposes." The bill received the first reading in the Senate, and was referred to the Committee on Incorporations and Engrossed Acts.

The House of Representatives also sent to the Senate a Bill to vest in Mary Wolf, the right to certain property; which had been read three times in the House of Representatives, and twice in the Senate. The Bill was read the third time in the Senate; and it was Resolved, that it do pass; that the

title thereof be changed, and that it be called "An Act." Ordered that, it be returned to the House of Representatives.

The Report of the Special Committee appointed to enxuire into the Expediency of electing an additional Law Judge, and a Bill to provide for the election of an additional Judge of the Courts of General Sessions and Common Pleas, (which had been made the Special order of the day for yesterday at 1 o'clock,) were taken up, and were ordered to lie on the table.

On motion of Mr. FELDER, the Committee on the College, Education and Religion was instructed to have the account of the College Treasurer printed.

Mr. BOYCE presented the account of John A. Stuart, for printing for the Military Academy; which was referred to the Committee on Claims and Grievances.

Mr. RHAME presented the Petition of A. F. Johnston, praying compensation for teaching free scholars; which was referred to the Committee on the College, Education and Religion.

Mr. McWILLIE presented the Petition of sundry citizens of Camden, praying for a public road from Camden to Gadsden; which was referred to the Committee on Roads and Buildings.

The following message was received from the House of Representatives:

IN THE HOUSE OF REPRESENTATIVES, December 12th, 1843.

Mr President and Gentlemen of Senate:

This House proposes to Senate to enter into an election for a President and twelve Directors of the Bank of the State of South-Carolina, on Saturday next, (the 16th inst.,) at one o'clock; and immediately thereafter, to a ballot for Superintendent of Public Works.

By order of the House:

W. F. COLCOCK, *Speaker.*

The Senate concurred, and ordered a message to be sent accordingly.

REPORTS OF COMMITTEES.

Mr. McWILLIE presented the favorable Reports of the Committee on the Judiciary,

On "a Bill to permit Andrew O'Brien, an alien, to apply for permission to practice in the Courts of Law of this State," and on the Petition of Andrew O'Brien to the same effect; which were ordered for consideration to-morrow.

The Report of the same Committee, on a Bill to amend the law in relation to recording Mortgages and to regulate the lien thereof," (recommending the passage of the Bill with amendments,) and the Report of the same Committee, on "a Bill to authorize and require the Courts of Appeal, when engaged in hearing causes from that Circuit, to sit in Charleston," (recommending the passage of the Bill with the amendments;) which were ordered for consideration to-morrow, and to be printed.

Mr. McWILLIE also presented the unfavorable Reports of the same Committee on a Bill to amend the law in relation to sole traders, and

A Bill to alter and amend the 5th Section of an Act entitled an Act to reorganize the Courts of Law of this State, and to alter the times of the sittings of the Courts of Appeals and the Courts of Errors, and also of the Courts of

Equity in certain Districts of this State ; which were ordered for consideration to-morrow.

Mr. RHETT presented the unfavorable Reports of the Committee on Agriculture and Internal Improvements, on the Petition of Charles McCulloch, praying payment of the balance due him upon his contract for extending the Columbia Canal, and on the Petition of Wm. B. Villard, Sr., praying compensation for discoveries of the Agricultural resources of the State ; which were ordered for consideration to-morrow.

The Senate granted leave to Mr. J. DOUGLASS, to withdraw the Petition of Wm. B. Villard.

Mr. DeTREVILLE presented the favorable Reports of the Committee on Claims and Grievances,

On the Account of A. Campbell, Surveyor, for running the line between St. Paul's, and St. George's, Dorchester :

On the Account of Samuel Weir, against the State, for printing :

On the Account of W. N. Barnitt, for Stationary furnished for the Senate, for the December session, 1843 :

And the unfavorable Reports of the same Committee,

On the Petition of Jacob Bookman, Thomas Watt, and others, praying to be refunded certain expenses incurred by them as Commissioners of Fish Sluices for Fairfield District: and

On the Petition of General Armistead and others, praying that a check may be imposed on the sale of ardent spirits to the soldiers of the United States army on Sullivan's Island :

All of which were ordered for consideration to-morrow.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

A Bill to vest the real estate of Ehler H Osterholtz in John D. W. Schroder, (which had been twice read in the House of Representatives and once in the Senate,) was read the second time, and ordered to be returned to the House of Representatives.

A Bill to increase the penalty for concealing or conveying away any slave accused of a capital crime, received the second reading in the Senate, and was ordered to be sent to the House of Representatives.

A Bill to regulate the auditing of contingent accounts against the State, received the second reading in the Senate ; and on the question of agreeing to the Bill, the Yeas and Nays were ordered to be taken, and are as follows :

Those who voted in the Affirmative, are :

Messrs. Aiken, Boyce, Buchanan, Buford, Clowney, Dargan, David, D. Douglass, J. Douglass, Evins, Gause, Gregg, Gourdin, Hanna, Higgins, Jeter, Johnson, McKenna, McWillie, Moses, J. S. Murray, W. M. Murray, Rhame, Rhett, Skipper, Smart, C. R. Thomson, H. H. Thomson, Walker and Young.—30.

Those who voted in the Negative are :

The Hon. A. Patterson, President ; Messrs. Allston, Boozer, DeTreville, Felder, Fickling. Frampton, Grimball, Rivers, Willson, and Witherspoon.—11.

The Bill was therefore agreed to, and was ordered to be sent to the House of Representatives.

The General Orders were suspended.

Mr. CLOWNEY called up from the table a Bill to provide for the Election of an additional Judge of the Courts of General Sessions and Common Pleas; which was ordered for a second reading.

Mr. MOSES offered the following, as an amendment, after the enacting words:

"That in the event of any of the Judges of the Courts of General Sessions and Common Pleas, being prevented by indisposition or otherwise, from performing the duties of his client, it shall be the duty of the nearest Chancellor, upon receiving notice thereof, forthwith to repair to the said Circuit, and to perform the duties thereon, of the Judge so prevented from attending the same; and in the event of any Chancellor being prevented by indisposition or otherwise, from performing the duties of his Circuit, it shall in like manner be the duty of the nearest Judge of the Courts of General Sessions and Common Pleas, upon notice thereof, to supply the place of the said Chancellor, on the said Circuit, unless there be some other Chancellor, not actually employed at the time on his own Circuit, in which case it shall be the duty of the Chancellor, so unemployed to supply the place of the Chancellor so prevented from attending."

The question of agreeing to the amendment was ordered to be taken by Yeas and Nays, which are as follows:

Those who voted in the Affirmative, are:

Messrs. Dargan, David, D. Douglass, Evins, Hanna, Jeter, Johnson, McKenna, McWillie, Moses, Rhame, Skipper, H. H. Thomson and Witherspoon.—14.

Those who voted in the Negative, are:

The Hon. A. Patterson, President, Messrs. Aiken, Allston, Boozer, Boyce, Buchanan, Buford, Clowney, DeTreville, J. Douglass, Elfe, Felder, Fickling, Frampton, Gause, Grimball, Gourdin, Higgins, J. S. Murray, W. M. Murray, Rhett, Rivers, Smart, C. R. Thomson, Walker, Ward, Willson and Young.—28.

On the question of agreeing to the Bill, the Yeas and Nays were ordered to bo taken, and they are as follows:

Those who voted in the Affirmative, are:

Messrs. Aiken, Boyce, Buchanan, Clowney, De Treville, Grimball, Gourdin, Higgins, W. M. Murray, Rhett, Smart and Ward.—12.

Those who voted in the Negative are:

The Hon. A. Patterson, President, Messrs. Allston, Boozer, Buford, Dargan, David, D. Douglass, J. Douglass, Evins, Felder, Fickling, Frampton, Gause, Hanna, Jeter, Johnson, McKenna, McWillie, Moses J. S. Murray, Rhame, Rivers, Skipper, C. R. Thomson, H. H. Thomson, Walker, Willson, Witherspoon and Young.—29.

The Bill was therefore rejected.

On mtoion of Mr. MOSES the Senate proceeded to the

SPECIAL ORDER FOR 1 O'CLOCK.

A Bill to alter and amend the first Section of the Third Article of the Constitution. The Bill was referred to a Committee of the Whole House.

The President having resumed the Chair, after the Committee had risen,

On motion of Mr. ALLSTON, Messrs. BOOZER, BOYCE and C. R. THOM-

the Parish of St. George, Dorchester, praying the opening of a new road; which was referred to the Committee on Roads and Buildings.

Mr. J. S. MURRAY presented the Petition of Richard Minus, and sundry citizens of St. George's Parish, against the opening of said road; which was referred to the Committee on Roads and Buildings.

Mr. BOYCE presented the Account of John A. Stuart, for printing for the Court of Appeals; which was referred to the Committee on Claims and Grievances.

REPORTS OF COMMITTEES.

Mr. YOUNG presented the favorable Report of the Committee on Incorporations and Engrossed Acts, on a Bill to change the name of the Louisville, Cincinnati and Charleston Rail-Road Company, and to unite the same with the South-Carolina Canal and Rail Road Company, and for other purposes; which was ordered for consideration to-morrow, and the Bill was ordered to be printed.

Mr. HIGGINS presented the favorable Report of the Committee on Finance and Banks, on

A Bill to reduce the capital of the Charleston Insurance and Trust Company; which was ordered for consideration to-morrow.

Mr. RHETT presented the Report of the Committee on Agriculture and Internal Improvements, on Message No. 2, of His Excellency the Governor, in relation to the Mount Dearborn lands; which was ordered for consideration to-morrow, and to be printed.

Mr. McWILLIE presented unfavorable Reports from the Committee on the Judiciary,

On a Bill to Repeal so much of the Acts of 1827 and 1839, as require Sheriff's to schedule Executions on final process, and for other purposes:

On a Bill to alter and amend the law in relation to the duties of Commissioners of Public Buildings:

On the Petition of the heirs and representatives of George Stairley and Elizabeth C. Long, relative to the personal property of Frederick J. Wallern, liable to be escheated: and

On the Petition of Orsamus D. Allen, Ordinary of Barnwell District, praying that the law in relation to that office may be amended in certain particulars:

All of which were ordered for consideration to-morrow.

Mr. McWILLIE, also, in behalf of the same Committee, submitted a Report asking leave to be discharged from the further consideration of a Resolution from the House of Representatives, directing the Solicitor to inquire into trespasses committed on the State House and its appurtenances; which was ordered for consideration to-morrow.

Mr. WITHERSPOON presented the unfavorable Reports of the Committee on Roads and Buildings,

On the Petition of citizens of Sumter District, praying an alteration in the Road Laws:

On the Petition of citizens of Darlington District, in relation to a Road:

On the Petition of citizens of Kershaw District, praying for a Road from Camden to Gadsden:

All of which were ordered for consideration to-morrow.

Mr. WILLSON presented a Resolution providing for the Election of an additional Commissioner of Roads for St. James,' Goose Creek; which was ordered for consideration to morrow.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

The Committee on Finance and Banks, by their Report, having asked to be discharged from the further consideration of Resolutions providing for abolishing the Bank of the State, and requiring a Report of the debts due to the Bank, the Committee was discharged therefrom.

A Bill to suppress Bank bills of a less denomination than five dollars, which had been reported by the same Committee, was read the first time, and ordered for a second reading to-morrow.

The Report of the Committee on Agriculture and Internal Improvements, on the Petition of F. W. Green, and the Memorial of sundry citizens of Newberry District, praying that the Columbia Canal may be repaired, and on the Petition of citizens of Columbia, praying that the prayer of F. W. Green may not be granted; was re-committed.

The following favorable Reports were agreed to, and ordered to be sent to the House of Representatives:

The Report of the Committee on the Military and Pensions, on the Petition of Nancy Fry, praying that arrears of pension due her deceased husband may be paid to her:

The Report of the Committee on Agriculture and Internal Improvements, on the Account of J. B Earnest, for services rendered the State, under direction of the Superintendent of Public Works:

The Report of the same Committee, on the Petition of Dr. T. W. Moore, praying that a Bond given by him for the purchase of Public Land, may be cancelled:

The Report of the Committee, on Claims and Grievances, on the Account of A. Campbell, for surveying the line between St. Paul's, and St. George's, Dorchester:

The Report of the same Committee, on the Account of W. N. Barnitt, for Stationary furnished for the Senate, December, 1843:

The Report of the same Committee, on the Account of Samuel Weir, for Printing for the State; and

The Report of the delegation from the Parishes of St. John's, Berkley, and St. James, Goose Creek, on the Report of the Commissioners to run the line between these Parishes.

The following unfavorable Reports were agreed to by the Senate:

The Report of the Committee on Agriculture and Internal Improvements, on the Memorial of sundry citizens of the State, praying for the improvement of the navigation of Broad River:

The Report of the same Committee, on the Petition of Charles McCulloch, praying payment of the balance due him on his contract for extending the Columbia Canal;

The Report of the same Committee, on the Petition of William B. Villard, praying compensation for discoveries of the Agricultural resources of the State:

The Report of the Committee on the College, Education and Religion, on

the Presentment of the Grand Jury of Lancaster District, Fall Term, 1843, in relation to the Free Schools;

The Report of the same Committee, on the Presentment of the Grand Jury of Marlborough, Fall Term, 1843, in relation to the Free Schools:

The Report of the Committee on Roads and Buildings, on the Petition of citizens of York District, in relation to a water police:

The Report of the same Committee, on the Presentment of the Grand Jury for Sumter District, Fall Term, 1843:

The Report of the same Committee, on the Presentment of the Grand Jury for Barnwell Distict, Fall Term, 1843:

The Report of the Committee on the Judiciary, on the Petition of James L. Gantt, praying compensation as Librarian of the Appeal Court Library in Charleston, for the past year; and

The Report of the Committee on Claims and Grievances, on the Petition of General Armistead and others, praying that a check may be imposed on the sale of Ardent Spirits to the Soldiers of the United States Army on Sullivan's Island.

The unfavorable Report of the Committee on Finance and Banks, on the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of the Hibernian Society of Charleston, praying that their property may be exempted from taxation, was before the Senate for consideration.

Mr. RHETT moved to lay the Report of the Senate's Committee on the table; and on this question the Yeas and Nays were ordered to be taken. Those who voted in the Affirmative, are:

Messrs. Aiken, Allston, Boyce, Buchanan, Clowney, Dargan, DeTreville, McKenna, McWillie, Rhett, Skipper, Ward and Young.—13.

Those who voted in the Negative, are:

The Hon. A. Patterson, President, Messrs. Beozer, Buford, D. Douglass, J. Douglass, Elfe, Evins, Felder, Fickling, Frampton, Gause, Grimball, Gourdin, Hanna, Higgins, Jeter, Johnson, J. S. Murray, W. M. Murray, Rhame, Smart, C. R. Thomson, H. H. Thomson, Walker, Willson and Witherspoon.—26.

The Senate therefore refused to order the Report to lie on the table. The Report was then agreed to, and the Report of the House of Representatives was consequently rejected.

The Committee on Agriculture and Internal Improvements was discharged from the further consideration of the Exhibits of expenditures by the Superintendent of Public Works, from 1st December, 1842, to 1st of February, 1843.

The same Committee was also discharged from the further consideration of "a Bill to reduce the ferriage at Vance's ferry at times of high water;" and the Bill was ordered to lie on the table.

The Report and Resolutions of the Committee on Federal Relations, on that portion of Message No. 1, of his Excellency the Governor, which relates to Texas, were ordered to be placed in the General Orders of the day for tomorrow, and to be printed, and the Preamble to the Resolutions was stricken out.

The Report of the Committee on Finance and Banks, on a Bill to amend the Constitution of the State, by limiting the power of the Legislature to contract debt, was ordered to be placed in the General Orders of the Day, for tomorrow.

The following Reports were ordered to lie on the table:

The Report of the Committee on the Judiciary, on a Bill to alter and amend the 5th Section of an Act entitled "An Act to re-organize the Courts of Law of this State, and to alter the times of the sitting of the Courts of Appeals and the Courts of Errors, and also of the Courts of Equity in certain Districts of this State":

The Report of the same Committee, on the Report of the Committee on the Judiciary of the House of Representatives, on the Petition of James L. Gantt, praying compensation for his services as Librarian of the Court of Appeals in Charleston during the past year;

The Report of the same Committee on the Petition of Andrew O'Brien, an alien, praying for leave to apply for admission to the Bar:

The Report of the Joint Special Committee appointed to enquire into the expediency of electing an additional Law Judge; on the Memorial of the City Council of Charleston in relation to that subject; and

The Report of the Committee on Claims and Grievances, on the Petition of Jacob Bookman, Thomas Watt and others, praying to be refunded certain expenses incurred by them as Commissioners of Fish Sluices.

The unfavorable Report of the Committee on the Judiciary, on "a Bill to amend the law in relation to sole traders," was agreed to, and the Bill was therefore rejected.

The following Reports were concurred in, and ordered to be returned to the House of Representatives:

The Report of the Committee on the Judiciary, on the letter of resignation of the Hon. Judge Earle:

The Report of the Committee of Ways and Means, on the Petition of Wm. M. Myers, praying to be relieved from a double tax execution:

The Report of the same Committee, on the Petition of Charles F. Gary, praying to be refunded a tax paid by mistake:

The Report of the same Committee, on the Petition of D. Dowling, praying that certain citizens of Barnwell may be refunded a double tax:

The Report of the Committee on Internal Improvements, on the Petition of James Cayce, praying compensation for work done on the State Road.

Pursuant to a recommendation from the Committee on Agriculture and Internal Improvements, a Message was sent to the House of Representatives, asking leave of that House to amend the Report of the Committee on Internal Improvements, on the Petition of Charles Neuffer, praying compensation for lumber furnished for the State Road, by striking out the words "*Forty one dollars*," for the purpose of inserting "*Thirty dollars*." The House of Representatives sent a Message granting leave, and the Report was amended accordingly, and was concurred in and returned to that House.

A Bill to permit Andrew O'Brien, an alien, to apply for permission to practice in the Courts of Law and Equity, in this State; and

A Bill to incorporate the Village of Walterborough, and for other purposes therein mentioned, (which had been twice read in the House of Representatives,) received the second reading in the Senate, and were returned to the House of Representatives.

The General Orders having been disposed of,

Mr. ALLSTON presented the Report of the Committee on the College, Education and Religion, on that portion of the Governor's Message No. 2, which relates to the Limestone Springs property, and on the Report of the

the Presentment of the Grand Jury of Lancaster District, Fall Term, 1843, in relation to the Free Schools;

The Report of the same Committee, on the Presentment of the Grand Jury of Marlborough, Fall Term, 1843, in relation to the Free Schools:

The Report of the Committee on Roads and Buildings, on the Petition of citizens of York District, in relation to a water police:

The Report of the same Committee, on the Presentment of the Grand Jury for Sumter District, Fall Term, 1843:

The Report of the same Committee, on the Presentment of the Grand Jury for Barnwell Distict, Fall Term, 1843:

The Report of the Committee on the Judiciary, on the Petition of James L. Gantt, praying compensation as Librarian of the Appeal Court Library in Charleston, for the past year; and

The Report of the Committee on Claims and Grievances, on the Petition of General Armistead and others, praying that a check may be imposed on the sale of Ardent Spirits to the Soldiers of the United States Army on Sullivan's Island.

The unfavorable Report of the Committee on Finance and Banks, on the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of the Hibernian Society of Charleston, praying that their property may be exempted from taxation, was before the Senate for consideration.

Mr. RHETT moved to lay the Report of the Senate's Committee on the table; and on this question the Yeas and Nays were ordered to be taken. Those who voted in the Affirmative, are:

Messrs. Aiken, Allston, Boyce, Buchanan, Clowney, Dargan, DeTreville, McKenna, McWillie, Rhett, Skipper, Ward and Young.—13.

Those who voted in the Negative, are:

The Hon. A. Patterson, President, Messrs. Beozer, Buford, D. Douglass, J. Douglass, Elfe, Evins, Felder, Fickling, Frampton, Gause, Grimball, Gourdin, Hanna, Higgins, Jeter, Johnson, J. S. Murray, W. M. Murray, Rhame, Smart, C. R. Thomson, H. H. Thomson, Walker, Willson and Witherspoon.—26.

The Senate therefore refused to order the Report to lie on the table. The Report was then agreed to, and the Report of the House of Representatives was consequently rejected.

The Committee on Agriculture and Internal Improvements was discharged from the further consideration of the Exhibits of expenditures by the Superintendent of Public Works, from 1st December, 1842, to 1st of February, 1843.

The same Committee was also discharged from the further consideration of "a Bill to reduce the ferriage at Vance's ferry at times of high water;" and the Bill was ordered to lie on the table.

The Report and Resolutions of the Committee on Federal Relations, on that portion of Message No. 1, of his Excellency the Governor, which relates to Texas, were ordered to be placed in the General Orders of the day for tomorrow, and to be printed, and the Preamble to the Resolutions was stricken out.

The Report of the Committee on Finance and Banks, on a Bill to amend the Constitution of the State, by limiting the power of the Legislature to contract debt, was ordered to be placed in the General Orders of the Day, for tomorrow.

The following Reports were ordered to lie on the table:

The Report of the Committee on the Judiciary, on a Bill to alter and amend the 5th Section of an Act entitled "An Act to re-organize the Courts of Law of this State, and to alter the times of the sitting of the Courts of Appeals and the Courts of Errors, and also of the Courts of Equity in certain Districts of this State":

The Report of the same Committee, on the Report of the Committee on the Judiciary of the House of Representatives, on the Petition of James L. Gantt, praying compensation for his services as Librarian of the Court of Appeals in Charleston during the past year;

The Report of the same Committee on the Petition of Andrew O'Brien, an alien, praying for leave to apply for admission to the Bar:

The Report of the Joint Special Committee appointed to enquire into the expediency of electing an additional Law Judge; on the Memorial of the City Council of Charleston in relation to that subject; and

The Report of the Committee on Claims and Grievances, on the Petition of Jacob Bookman, Thomas Watt and others, praying to be refunded certain expenses incurred by them as Commissioners of Fish Sluices.

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The following Reports were concurred in, and ordered to be returned to the House of Representatives:

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The Report of the Committee of Ways and Means, on the Petition of Wm. M. Myers, praying to be relieved from a double tax execution:

The Report of the same Committee, on the Petition of Charles F. Gary, praying to be refunded a tax paid by mistake:

The Report of the same Committee, on the Petition of D. Dowling, praying that certain citizens of Barnwell may be refunded a double tax:

The Report of the Committee on Internal Improvements, on the Petition of James Cayce, praying compensation for work done on the State Road.

Pursuant to a recommendation from the Committee on Agriculture and Internal Improvements, a Message was sent to the House of Representatives, asking leave of that House to amend the Report of the Committee on Internal Improvements, on the Petition of Charles Neuffer, praying compensation for lumber furnished for the State Road, by striking out the words "*Forty one dollars*," for the purpose of inserting "*Thirty dollars*." The House of Representatives sent a Message granting leave, and the Report was amended accordingly, and was concurred in and returned to that House.

A Bill to permit Andrew O'Brien, an alien, to apply for permission to practice in the Courts of Law and Equity, in this State; and

A Bill to incorporate the Village of Walterborough, and for other purposes therein mentioned, (which had been twice read in the House of Representatives,) received the second reading in the Senate, and were returned to the House of Representatives.

The General Orders having been disposed of,

Mr. ALLSTON presented the Report of the Committee on the College, Education and Religion, on that portion of the Governor's Message No. 2, which relates to the Limestone Springs property, and on the Report of the

Commission on that subject; which was ordered for consideration tomorrow, and to be printed; and

The unfavorable Report of the same Committee, on the Petition of A. P. Johnston, praying payment for teaching Free School scholars; which was ordered for consideration tomorrow.

Mr. YOUNG presented the Report of the Committee on Incorporations and Engrossed Acts, on a Bill to incorporate certain Societies and Companies, and to renew and amend certain Charters heretofore granted,"—recommending the passage of the Bill with certain amendments, which was ordered for consideration tomorrow.

Mr. HIGGINS presented the *unfavorable* Reports of the Committee on Finance and Banks,

On the Petition of certain citizens of Georgetown, praying the establishment of a Branch of the Bank of the State, at Georgetown:

On the Petition of Henry Goettie, late Sheriff of Beaufort District, praying to be relieved from the amercement of 5 per cent on certain Tax executions and for other purposes; which were ordered for consideration tomorrow.

Mr. DeTREVILLE presented the *favorable* Report of the Committee on Claims and Grievances, on the Account of A. S. Willington & Company, for Printing for the State; which was ordered for consideration tomorrow.

Mr. WITHERSPOON offered a Resolution, providing for having published certain Acts and Resolutions in regard to the Road law, for distribution; which was ordered for consideration tomorrow.

Mr. HIGGINS offered a Resolution for the appointment of District Officers for Newberry District; which was referred to the Committee on Accounts and Vacant Offices.

The President laid before the Senate the Report of the Solicitor of the Eastern Circuit on District Offices and Officers; which was referred to the Committee on the Judiciary.

The House of Representatives sent to the Senate,

A Bill to raise supplies for the year commencing in October, One Thousand Eight Hundred and Forty-Three; which was read the first time in the Senate, and was referred to the Committee on Finance and Banks; and

A Bill to authorize the formation of a new Volunteer Company within the limits of the 23rd Regiment of Infantry; and

A Bill to authorize the formation of a Regiment of Artillery in the Parishes of St. Philip and St. Michael. They were severally read the first time in the Senate, and were referred to the Committee on the Military and Pensions; and

A Bill to alter an Act entitled an Act concerning the office and duties of Magistrates; which received the first reading and was referred to the Committee on the Judiciary; and

A Bill to vest the real estate of Ehler H. Osterholtz in John D. W. Schroeder; and

A Bill to incorporate a Provident Institution for Savings in the City of Charleston; which Bills had been read three times in the House of Representatives, and twice in the Senate. They were each read the third time in the Senate, and it was

Resolved, That the Bills do pass, that the titles be changed and called "Acts," and they were ordered to be returned to the House of Representatives.

On motion of Mr. BOOZER, it was

Ordered, That when the Senate adjourns, it shall stand adjourned to meet to-morrow at twelve o'clock.

Mr. GREGG presented the Memorial of James Wallace, in relation to the Columbia Canal, which was referred to the Committee on Agriculture and Internal Improvements.

On motion of Mr. YOUNG, the Senate adjourned.

THURSDAY, DECEMBER 14, 1843.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the Journal of the proceedings of yesterday.

The House of Representatives sent to the Senate, a Bill to release the right and interest of the State in the personal property of Frederick Joseph Wallern, to the Heirs of George Stairley and of Elizabeth Catharine Long: also,

A Bill to give to the Ordinary the power to sell or divide real estate, where the value thereof does not exceed two thousand dollars, and for other purposes: also,

A Bill to authorize office copies of deeds, in certain cases, to be given in evidence:

They were each read the first time in the Senate, and were referred to the Committee on the Judiciary.

A Communication was received from his Excellency the Governor, enclosing a communication from J. S. Guignard, Commissioner of the Town of Columbia, in reference to the sale of lots in the town; which was referred to the Committee on Finance and Banks.

The House of Representatives sent to the Senate for concurrence:

The Report of the Committee on Internal Improvements, on a Bill to reduce the ferriage at Vance's Ferry, at time of high water; which was referred to the Committee on Agriculture and Internal Improvements.

Mr. FRAMPTON presented the Petition of sundry citizens of Prince William's Parish, concerning Port Royal Ferry; which was referred to the Committee on Roads and Buildings.

Mr. FICKLING presented the Return of the Commissioners of Free Schools for St. Luke's Parish for the year 1843; which was referred to the Committee on the College, Education and Religion.

The House of Representatives sent to the Senate,

A Bill to establish certain Roads, Bridges and Ferries. The Bill received a first reading in the Senate, and was referred to the Committee on Roads and Buildings:

A Bill to incorporate the village of Walterboro' and for other purposes therein mentioned: and

A Bill to permit Andrew O'Brien, an alien, to apply for permission to practice in the Courts of Law and Equity in this State, which had been read three times in the House of Representatives and twice in the Senate:

They were each read the third time in the Senate, and it was Resolved, that the Bills do pass; that the titles thereof be changed; that they be called "Acts," and be returned to the House of Representatives.

REPORTS OF COMMITTEES.

Mr. WITHERSPOON presented the Report of the Committee on Roads and Buildings, on the Petition of certain citizens of St. George's, Dorchester,

praying for the opening of a road; and the counter Petition of certain other citizens of that Parish, on the same subject; which was ordered to lie on the table.

Mr. GRIMBALL, from the Committee appointed to nominate a President and Directors of the Bank of the State, to which the Report formerly made had been recommitted, in consequence of John L. Nowell, Esq., having declined the nomination as Director, submitted an additional Report, which was ordered to lie on the table, and to be printed.

Mr. HIGGINS presented the Report of the Committee on Finance and Banks on a Bill to amend an Act entitled an Act to provide against the suspension of specie payments by the Banks of this State; which was ordered to be placed in the General Orders for this day.

Mr. HIGGINS also presented the Report of the same Committee on a Bill to raise supplies for the year commencing in October, one thousand eight hundred and forty-three; which was ordered for consideration to-morrow.

Mr. BUCHANAN presented the *unfavorable* Report of the Committee on the Military and Pensions, on the Petition of sundry officers of the 22nd Regiment, praying for the erection of a building for a field piece; which was ordered for consideration to-morrow.

Mr. RHETT presented the *favorable* Report of the Committee on Agriculture and Internal Improvements, on a Resolution from the House of Representatives, directing the Superintendent of Public Works to draw the unexpended balance of an appropriation for Socastee creek; which was ordered for consideration to-morrow.

Mr. McWILLIE presented the *favorable* Report of the Committee on the Judiciary, on a Bill to establish an Inspection and Ware House in Edgefield District, and the *unfavorable* Report of the same Committee, on "A Bill to repeal the seventh section of an Act entitled an Act concerning the office and duties of Ordinary; and the *unfavorable* Report of the same Committee, on a Bill to alter an Act entitled "An Act concerning the office and duties of Magistrates;" which were ordered for considertion to-morrow.

Mr. McWILLIE also presented the Report of the same Committee, asking to be discharged from the further consideration of a Resolution providing for holding the Courts of this State at Extra Terms, by either Chancellors or Law Judges; which was ordered for consideration to-morrow.

Mr. J. DOUGLASS presented a Resolution, providing for paying to the Catawba Indians residing beyond the limits of this State, the annuity provided for the Catawba Indians: and

Mr. MOSES offered a Resolution, providing for publishing the names of persons appointed and qualified Commissioners to take acknowledgements of deeds under the Acts of 1834; which were ordered for consideration to-morrow.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

A Bill to amend the law in relation to recording Mortgages, and to regulate the lien thereof, received the second reading in the Senate, and was ordered to be returned to the House of Representatives.

Mr. MOSES gave notice that on the third reading of the Bill he will move to amend the same "*by offering a provision to render null and void all parol*

Mortgages or parol agreements in the nature of a Mortgage." A Bill to amend the law in relation to recording Mortgages, and to regulate the lien thereof, which had been introduced into the Senate, was ordered to lie on the table.

A Bill to facilitate the prosecution of suits, and the collection of debts by the Bank of the State of South-Carolina and its Branches; was ordered to lie on the table.

A Bill to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted, and for other purposes, was read the second time in the Senate, and was ordered to be returned to the House of Representatives.

The *unfavorable* Report of the Commttee on the Judiciary, on "A Bill to alter and amend the Law in relation to the duties of Commissioners of Public Buildings," and the *unfavorable* Report of the same Committee, on "A Bill to repeal so much of the acts of 1827 and 1839, as requires Sheriffs to Schedule Executions on final process, and for other purposes," were agreed to by the Senate and the Bills were therefore rejected.

A Bill to anthorize and require the Courts of Appeal when engaged in hearing cases from that Circuit, to sit in Charleston, received the second reading in the Senate; the title was changed so as to read, "A Bill to regulate the sittings of the Courts of Appeal, and for other purposes;" and it was ordered to be sent to the House of Representatives. Mr. RHETT gave notice that on the third reading of the Bill, he will move "to restore the word "*first*," instead of "*second*" Monday in January, in the fourth line.

Mr. SKIPPER gave notice that on the third reading of the same Bill, he will move to insert the word "*Horry*," after the word Georgetown, wherever it occurs.

The General Orders were suspended, and

A Bill to alter and amend the First Section of the Third Article of the Constitution; which had been read three times in the House of Representatives, and twice in the Senate; was before the Senate for the third reading: a call of the Senate was made, and all the Senators, except Messrs. JETER, and H. H. THOMSON, answered to their names. The Bill received the third reading, and on the question of agreeing to it, the vote was as follows:

Those who voted in the Affirmative, are: The Hon. A. Patterson, President, Messrs. Aiken, Boozer, Boyce, Buchanan, Clowney, Dargan, David, D, Douglass, J. Douglass, Evins, Frampton, Gause, Grimball, Gregg, Hanna, Higgins, Jeter, Johnson, McKenna, McWillie, Moses, J. S. Murray, Rhame, Rhett, Skipper, Smart, Walker, Witherspoon and Young.—30.

Those who voted in the Negative, are: Messrs. Allston, Buford, DeTreville, Elfe, Felder, Fickling, Gourdin, William M. Murray, Rivers, C. R. Thomson, Ward and Willson.—12.

Two-thirds of the whole Representation in the Senate, having voted in the Affirmative, the Bill was agreed to, and was ordered to be returned to the House of Representatives.

While the orders were suspended, Mr. HIGGINS presented the Account of A. H. Pemberton, for printing the Bank Compilation, which was referred to the Committee on Claims and Grievances.

The Senate granted leave to Mr. J. S. MURRAY, to withdraw the Petition of certain citizens of St. George's, Dorchester, praying for a Road, and the counter Petition on the same subject.

Mr. DeTREVILLE presented the *favorable* Reports of the Committee on Claims and Grievances.

On the Account of Alexander Ferrell, for compensation for boarding a prisoner and guard:

On the Account of John A. Stuart, for printing;

On the account of Samuel Weir, for inkstands for the Senate; and

On the Petition of E. C. Shirley and J. Cathcart, for compensation for guarding a prisoner; which were ordered for consideration to-morrow.

Mr. HIGGINS presented the Report of the Committee on Finance and Banks, on a Bill prescribing the duties of certain officers in the collection of supplies, the payment of salaries, and for other purposes; and

Mr. WITHERSPOON presented the Report of the Committee on Roads and Buildings, on a Bill to establish certain Roads, Bridges and Ferries; and

Mr. BUCHANAN presented the Reports of the Committee on the Military and Pensions, on a Bill to authorize the formation of a new volunteer company within the limits of the 23rd Regiment of Infantry; and

On a Bill to authorize the formation of a Regiment of Artillery in the Parishes of St. Philip and St. Michael; and

On the Petition of Samuel McElhenny, praying to be placed on the pension roll;

All of which were ordered for consideration to-morrow.

The Committee on the Military and Pensions was discharged from the further consideration of the Petition of the officers of the Battalion of Artillery in Charleston, in relation to the formation of a Regiment of Artillery; and the same Committee was discharged from the further consideration of a Memorial of officers in relation to a new Company in the 23d Regiment of Infantry.

The Senate resumed the

GENERAL ORDERS OF THE DAY.

"A Bill to suppress Bank bills of a less denomination than Five Dollars," was before the Senate for the second reading.

Mr. GREGG moved that the further consideration of the Bill be postponed to the first day of January next; which question was ordered to be taken by Yeas and Nays, and they are as follows:

Those who voted in the Affirmative, are:

Messrs. Clowney, Dargan, David, DeTreville, D. Douglass, Elfe, Gause, Grimball, Gregg, Gourdin, Hanna, Jeter, Johnson, McKenna, McWillie, Moses, J. S. Murray, W. M. Murray, Rhame, Rhett, Skipper, Smart, C. R. Thomson, Walker, Ward, and Witherspoon.—26.

Those who voted in the Negative, are:

The Hon. A. Patterson, President, Messrs, Aiken, Allston, Boozer, Boyce, Buchanan, Buford, J. Douglass, Evins, Felder, Fickling, Frampton, Higgins, Rivers, Willson, and Young.—16.

The motion to postpone, therefore, was agreed to.

The following Reports were ordered to lie on the table:

The Report of the Committee on Roads and Buildings, on the Petition of citizens of Sumter District, praying for an alteration in the Road laws:

The Report of the same Committee, on the Petition of citizens of Darling-

ton, praying for the opening of a Road, and on the counter Petition on the same subject:

The Report of the same Committee, on the Petition of citizens of Kershaw, praying for a Public Road from Camden to Gadsden:

The Report of the Committee on the Judiciary, on a Resolution from the House of Representatives, in relation to trespasses on the State House:

The Report of the same Committee, on the Petition of the Heirs and Representatives of George Stairley and Elizabeth C. Long, respecting the personal property of Frederick J. Wallum, liable to be escheated.

The *favorable* Report of the Committee on Claims and Grievances, on the Account of A. S. Willington & Co. for printing, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

A Resolution authorizing the Commissioners of Roads for St. James, Goose Creek; and

A Resolution providing for publishing certain Acts and Resolutions relating to the duties of Commissioners of the Roads, for distribution among the Commissioners of the Roads throughout the State; were agreed to, and were ordered to be sent to the Honse of Representatives for concurrence.

The following *unfavorable* Reports were agreed to by the Senate:

The Report of the Committee on Finance and Banks, on the Petition of citizens of Georgetown, praying for the establishment of a Branch of the Bank of the State at Georgetown:

The Report of the same Committee, on the Petition of Henry Goettee, late Sheriff of Beaufort District, praying to be relieved from the amercement of five per cent. per month, on certain Tax executions, and for other purposes:

The *unfavorable* Report of the Committee on the Judiciary, on the Petition of Orsamus D. Allen, Ordinary of Barnwell, praying for a certain change in the law in relation to the Ordinary's office.

The *unfavorable* Report of the Committee on the College, Education and Religion, on the Petition of A. P. Johnston, praying payment for teaching Free School Scholars.

On motion of Mr. ALLSTON,

The Senate adjourned.

FRIDAY, DECEMBER 15, 1843.

The Senate met at ten o'clock.

The Clerk read the Journal of the proceedings of yesterday.

The House of Representatives sent to the Senate, a Bill to amend an Act entitled "An Act more effectually to prevent free negroes and persons of color from entering into this State, and for other purposes." The Bill received a first reading in the Senate, and was referred to the Committee on Federal Relations, and ordered to be printed: also,

A Bill to regulate the issuing of grants, and for other purposes, which received a first reading in the Senate and was referred to the Committee on the Judiciary.

On motion of Mr. ELFE, a Message was sent to the House of Representatives, proposing to go into an election for Comptroller General to-morrow, at 2 o'clock. The House of Representatives returned a Message of concurrence.

The following Resolution, offered by Mr. J. DOUGLASS, was agreed to and was ordered to be sent to the House of Representatives for concurrence:

Resolved, That Martin Worthy's and Carmel Hill be discontinued as places of election for Chester District, and that a place of election be established at John W. Estes' Store; and that William H. Hardwick, Abner Wilkes, and Thomas J. Cowley, be appointed managers for the same.

Mr. BUFORD presented the Petition of the Board of Commissioners of public roads for Williamsburgh District, for a new road; which was referred to the Committee on Roads and Buildings.

The Hon. S. J. PALMER, Senator from St. James, Goose Creek, appeared in his seat in the Senate.

On motion of Mr. HIGGINS, a Bill to facilitate the prosecution of suits, and the collection of debts, by the Bank of the State of South-Carolina and its Branches, was called up from the table, and was placed in the general orders of the day.

Mr. FRAMPTON presented a Resolution, providing that the Comptroller General be authorized to pay a certain sum of money to the Commissioners of Free Schools for Prince William's Parish; which was ordered for consideration to-morrow.

Mr. DeTREVILLE presented the favorable Report of the Committee on Claims and Grievances, on the Account of A. H. Pemberton, for printing the Bank Compilation; which was ordered for consideration to-morrow.

Mr. RHETT presented the Report of the Committee on Agriculture and Internal Improvements, on the Bill from the House of Representatives "to vest in Frederick Wm. Green, the Columbia Canal for twenty-one years; which was ordered for consideration to-morrow.

Mr. McWILLIE presented the *favorable* Report of the Committee on the Judiciary, on a Bill to authorize office copies of Deeds in certain cases to be given in evidence; which was ordered for consideration to-morrow, also

The *unfavorable* Report of the Committee on the Judiciary, on a Bill to release the right and interest of the State in the personal property of Frederick Joseph Wallern, to the heirs of George Stairly and Elizabeth Long: also,

The *unfavorable* Report of the same Committee, on a Bill to give to the Ordinary the power to sell or divide real estate when the value thereof does not exceed two thousand dollars, and for other purposes; which were ordered for consideration to-morrow.

Mr. WITHERSPOON presented the Report of the Committee on Roads and Buildings, on the Petition of Z. W. Lynes, praying for the charter of Cypress Causeway; which was ordered for consideration to-morrow, and the Senate granted leave to Mr. WILLSON to withdraw the Petition.

The House of Representatives sent to the Senate,

A Bill supplementary to an Act entitled an Act to give the Commissioners of the Poor for the several Districts and Parishes of this State, power to purchase lands and build Poor Houses thereon, for the support and maintainance of the Poor of said Districts and Parishes, passed on the sixteenth day of December, 1826; which received the first reading, and was referred to the Committee on the Judiciary.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

The *unfavorable* Reports of the Committee on the Judiciary, on a Bill to repeal the seventh section of an Act entitled "An Act concerning the office and duties of Ordinary;" and

The *unfavorable* Report of the same Committee, on a Bill to alter an Act entitled "An Act concerning the office and duties of Magistrates;" were agreed to by the Senate, and the bills were therefore rejected.

The General Orders were suspended.

A Bill to regulate the sittings of the Courts of Appeals, and for other purposes, was called up for a third reading. A Message was sent to the House of Representatives asking leave to amend the Bill by inserting the word "*Horry*" after "*Georgetown*" wherever the same occur in the Bill. The House of Representatives returned a Message, granting leave; and it was amended accordingly. The Bill, which had been read three times in the House of Representatives, then received the third reading in the Senate, and it was *Resolved*, that the Bill do pass; that the title thereof be changed, and that it be called "An Act," and be returned to the House of Representatives.

The Senate resumed the

GENERAL ORDERS OF THE DAY.

The following Bills had been read twice in the House of Representatives and once in the Senate.

A Bill to authorize the formation of a new Volunteer Company within the limits of the 23rd Regiment of Infantry:

A Bill to authorize the formation of a Regiment of Artillery in the Parishes of St. Philip and St. Michael:

A Bill to amend an Act entitled "An Act to provide against the suspension of specie payments by the Banks of this State":

A Bill to reduce the Capital of the Charleston Insurance and Trust Company:

A Bill to establish an Inspection and Ware House at Hamburg, in Edgefield District:

A Bill to raise supplies for the year commencing in October, one thousand eight hundred and forty-three:

A Bill to establish certain Roads, Bridges and Ferries:

The Bills were read the second time, were agreed to, and were ordered to be returned to the House of Representatives.

The General Orders were suspended, and the following Bills were received from the House of Representatives:

A Bill to authorize the Superintendent of Public Works to sell to Wilson Barton a tract of the State's land: and

A Bill to authorize the Superintendent of Public Works to sell a tract of land to Jacob Geiger:

They were each read the first time in the Senate, and were referred to the Committee on Agriculture and Internal Improvements:

A Bill to amend the second section of an Act to convert the Arsenal at Columbia, and the Citadel and Magazine in and near Charleston, into Military Schools; which received the first reading, and was referred to the Committee on the Military and Pensions:

A Bill to provide compensation to the owners of slaves executed: which received the first reading, and was referred to the Committee on the Judiciary:

A Bill to provide for the payment of a portion of the public debt: and

A Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-three; which received the first reading, and were referred to the Committee on Finance and Banks.

While the General Orders were suspended, Mr. FELDER offered a Resolution, providing for paying the sum of eighty-nine dollars to Theodore D. Fulton, as assistant Door Keeper of the Senate; which was referred to the Committee on Finance and Banks.

REPORTS OF COMMITTEES.

Mr. D. DOUGLASS presented the Report of the Committee on Accounts and Vacant Offices, on a Resolution providing for the appointment of district officers for Newberry; which was agreed to and sent to the House of Representatives for concurrence.

Mr. McWILLIE presented the Report of the Committee on the Judiciary, on a Resolution of enquiry as to the disposition made for the sale of the Statutes at Large; and

The Report of the same Committee, on a Bill to vest in Rebecca Burdell and her children, the right of the State to the escheated property of Charles Ellis; which were ordered for consideration to-morrow. The same Committee was discharged from the further consideration of the Petition of Rebecca Burdell and W. G. Burdell, to the same effect.

The House of Representatives sent to the Senate,

A Bill to alter the times of the Sitting of the Courts of Equity in the Third Circuit, and to establish a Court of Equity in Horry District:

A Bill to vest in the administrator of John Young, the interest of the State in certain real estate, and for other purposes; which received the first reading in the Senate, and were referred to the Committee on the Judiciary: and

A Bill to alter and amend the Patrol Law; which received the first reading, and was referred to the Committee on the Military and Pensions.

Mr. RHETT presented the Report of the Committee on Agriculture and Internal Improvements, on the Report of the Committee on Internal Improvements of the House of Representatives on a Bill to reduce the ferriage at Vance's Ferry at times of high water; which was ordered for consideration to-morrow.

Pursuant to Messages between the two Houses of the Legislature, the Senate, at the hour of 1 o'clock, attended in the Hall of the House Representatives; and joined that House in balloting for a Law Judge. Messrs. BUCHANAN and BUFORD were appointed a Committee on the part of the Senate, to count the votes. Mr. BUCHANAN, from the Committee reported neither candidate had received the constitutional majority.

A Message was received from the House of Representatives, proposing to go into a second ballot for a Law Judge. The Senate concurred, and again joined the House of Representatives, in ballotting therefor. Messrs. CLOWNEY and DAVID were appointed the Committee on the part of the Senate to count the votes. Mr. CLOWNEY, from the Committee, reported that neither candidate had received a constitutional majority.

A Message was sent to the House of Representatives, proposing to go into a third ballot for a Law Judge; and the House having sent a Message of concurrence; the Senate joined the House of Representatives in ballotting therefor. Messrs. DeTreville and D. Douglass were appointed a Committee on the part of the Senate, to count the votes. Mr. DeTREVILLE from the Committee to count the votes reported that neither candidate had received a majority of votes. A Message was again sent to the House of Representatives, proposing to go into another ballot forthwith; and the House having concurred, the Senate again joined the House of Representatives, in ballotting therefor. Messrs. J. Douglass and Elfe were appointed the Committee on the part of the Senate to count the votes.

The Senate resumed the

GENERAL ORDERS OF THE DAY.

A Bill to change the name of the Louisville, Cincinnati and Charleston Rail Road Company, and to unite the same with the South-Carolina Canal and Rail Road Company, and for other purposes, which had been twice read in the House of Representatives, and once in the Senate, was on its second reading at the hour of 4 o'clock, when the Senate ordered a Recess until 7 o'clock.

RECESS.

At the hour to which the Senate had taken a recess, the PRESIDENT took the Chair, and the Senate proceeded to business.

The House of Representatives sent to the Senate, a Bill to authorize the Superintendent of Public Works to convey to Daniel McCullough all the right and title of the State to the Mount Dearborn tract of land; which received the first reading, and was referred to the Committee on Agriculture and Internal Improvements.

Mr. McWILLIE presented the *favorable* Reports of the Committee on the Judiciary,

On a Bill supplementary to an Act entitled "An Act to give the Commissioners of the Poor for the several Districts and Parishes of this State, power to purchase Land and build Poor Houses thereon, for the support and maintenance of the Poor of said Districts and Parishes," passed on the sixteenth day of December, 1824: and

On a Bill to alter the times of the sittings of the Courts of Equity in the third Circuit, and to establish a Court of Equity in Horry District: and

On a Bill to provide compensation to the owners of slaves executed: and the *unfavorable* Report of the same Committee,

On a Bill to regulate the issuing of Grants, and for other purposes:

All of which were ordered for consideration to-morrow.

Mr. D. J. DOUGLASS from the Committee to count the votes in the 4th ballot for a Law Judge, reported that neither candidate had received a majority of votes. A Message was sent to the House of Representatives, proposing to go forthwith into a 5th ballot for Law Judge. The House concurred, and the Senate joined the House of Representatives in ballotting therefor. Messrs. Evins and Felder were appointed a Committee on the part of the Senate to count the votes.

Mr. EVINS from the Commtttee, reported that EDWARD FROST had received a majority of votes, and was consequently duly elected a Law Judge of the Courts of General Sessions and Common Pleas.

Mr. BUCHANAN presented the *favorable* Report of the Committee on the Military and Pensions, on

A Bill to alter and amend the Patrol Law ; and on

A Bill to amend the second section of an Act to convert the Arsenal at Columbia, and the Citadel and Magazine in and near Charleston, into Military Schools ; which were ordered for consideration to-morrow.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

A Bill to change the name of the Louisville, Cincinnati and Charleston Rail Road Company, and to unite the same with the South-Carolina Canal and Rail Road Company, and for other purposes, was before the Senate on the third reading. Mr. H. H. THOMSON moved to strike out the fourth section of the Bill ; which question was ordered to be taken by Yeas and Nays, which are as follows :

Those who voted in the affirmative are :

Messrs. Aiken, Boozer, Evins, Hanna, Moses, W. M. Murray, Rhame, Rhett, Skipper, H. H. Thomson, and Witherspoon.—11.

Those who voted in the negative, are :

The Hon. A. Patterson, President : Messrs. Allston, Boyce, Buchanan, Buford, Clowney, David, DeTreville, D. Douglass, J. Douglass, Felder, Fickling, Frampton, Gause, Grimball, Gregg, Gourdin, Higgins, Johnson, McWillie, J. S. Murray, Palmer, Rives, Smart, C. R. Thomson, Walker, Ward, Willson, and Young.—29.

The motion to strike out the section was therefore not agreed to.

The Bill having received the second reading, was agreed to, and was ordered to be returned to the House of Representatives.

A Bill prescribing the duties of certain officers, in the collection of supplies, the payment of salaries, and for other purposes, received a second reading in the Senate, and was ordered to be returned to the House of Representatives.

The General Orders were suspended, and the Senate received from the House of Representatives,

A Bill to amend an Act entitled an Act to authorize the sale of the real estates of Alexander Downer, deceased, and for other purposes ; which received the first reading, and was referred to the Committee on the Judiciary.

Mr. RHETT presented the *favorable* Reports of the Committee on Agriculture and Internal Improvements, on a Bill to authorize the Superintendent of Public Works to sell a tract of land to Jacob Geiger ; and on a Bill to authorize the Superintendent of Public Works to sell to Wilson Barton a tract of the State's land ; and on a Bill to authorize the Superintendent of Public Works to convey to Daniel McCullough all the right and title of the State to the Mount Dearborn lands ; which were ordered for consideration to-morrow.

On motion of Mr. BOOZER, it was Ordered, that when the Senate adjourns, it shall stand adjourned to meet to-morrow, at eleven o'clock.

On motion of Mr. WITHERSPOON,

The Senate adjourned.

SATURDAY, DECEMBER 16, 1843.

The Senate met at 11 o'clock, pursuant to adjournment.

The Clerk read the Journal of the proceedings of yesterday.

The House of Representatives sent to the Senate,

A Bill to establish the office of Assayer:

A Bill regulating Hawkers and Peddlers:

A Bill to inflict capital punishment on slaves and free persons of color who may commit a certain offence: also,

A Bill to amend the law in relation to actions commenced by writ of foreign attachment:

The Bills received each a third reading in the Senate, and it was Resolved, that they do pass; that the titles thereof be changed; that they be called Acts. Ordered, that they be returned to the House of Representatives.

The House of Representatives sent to the Senate the following Reports, for concurrence:

The Report of the Committee of Ways and Means, on so much of the Governor's Message as relates to the Public Debt and the Bank of the State, and upon various other documents on the same subject; which was referred to the Committee on Finance and Banks:

The Report of the Committee on Internal Improvements, on so much of the Governor's Message No. 2, as relates to the Mount Dearborn Lands, and the Report of the Superintendent of Public Works on that subject; which was referred to the Committee on Agriculture and Internal Improvements:

The Report of the delegation in the House of Representatives from York and Lancaster, in relation to Indian affairs; which was ordered to lie on the table.

REPORTS OF COMMITTEES.

Mr. BOOZER presented the Report of the Joint Special Committee appointed to examine the Contingent Account of his Excellency the Governor; which was ordered for consideration on Monday next, and to be printed.

Mr. FICKLING presented the Report of the Committee on the Lunatic Asylum and Medical Accounts, on the Report of the Regents of the Lunatic Asylum; which was ordered for consideration on Monday next.

Mr. HIGGINS presented the *favorable* Reports of the Committee on Finance and Banks, on a Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-three; and on a resolution in relation to payment of the Assistant door keeper of the Senate; and on a Bill to provide for the payment of a portion of the Public Debt; which were placed in the General Orders for this day.

Mr. ALLSTON presented the Report of the Committee on Federal Relations, on the Governor's Message No. 3, and a Bill to amend an Act entitled An Act more effectually to prevent free negroes and persons of color, from entering into this State, and for other purposes; which was placed in the General Orders for this day.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

A Bill to facilitate the prosecution of suits and the collection of debts, by

the Bank of the State of South-Carolina and its Branches, on motion of Mr. HIGGINS, was ordered to lie on the table.

A Bill to amend the Constitution of this State, by limiting the power of the Legislature to contract debt; which had been read twice in the House of Representatives; was before the Senate for a second reading. A call of the Senate was made, and all the Senators except Messrs. CAIN and DAVID, answered to their names. On the question of agreeing to the Bill, the votes were as follows:

Those who voted in the Affirmative, are:

The Hon. A. Patterson, President; Messrs. Aiken, Boozer, Dargan, David, D. Douglass, Evins, Felder, Grimball, Hanna, Higgins, Jeter, Johnson, McKenna, McWillie, Moses, J. S. Murray, Rhame, Skipper, H. H. Thomson, Walker, Witherspoon, and Young.—23.

Those who voted in the Negative, are:

Messrs. Allston, Boyce, Buchanan, Buford, Clowney, DeTreville, J. Douglass, Elfe, Fickling, Frampton, Gause, Gregg, W. M. Murray, Palmer, Rhett, Rivers, Smart, C. R. Thomson, Ward, and Willson.—20.

Two-thirds of the whole representation in the Senate not having voted in favor of the passage of the Bill, it was rejected.

The General Orders were suspended, and

Mr. WITHERSPOON presented the *unfavorable* Report of the Committee on Roads and Buildings, on the Petition of the Commissioners of Roads for St. Peter's Parish; which was ordered to lie on the table.

The Senate granted leave to Mr. SMART, Senator from St. Peter's Parish, to withdraw the Petition of the Commissioners of Roads for that Parish.

Mr. McWILLIE presented the *favorable* Report of the Committee on the Judiciary, on a Bill to vest in the Administrator of John Young, the interest of the State in certain real estate, and for other purposes: also,

The *favorable* Report of the same Committee, on a Bill to amend an Act to authorize the sale of the real estate of Alexander Downer, deceased, and for other purposes; which were placed in the General Orders of the day.

The Senate resumed the

GENERAL ORDERS OF THE DAY.

The Report of the Committee on Agriculture and Internal Improvements, on the Bill to vest in Frederick William Green the Columbia Canal for twenty-one years, and on the Petition of citizens of Newberry, in favor of repairing the Canal; and the Petition of citizens of Columbia against the same; was before the Senate for consideration. The Report recommends that the subject be referred to a Commission to report thereon. On motion of Mr. H. H. THOMSON, the Report was ordered to lie on the table.

Mr. BOYCE offered a Resolution providing for selling the Columbia Canal at public sale on the first Monday in April next; which Resolution was ordered to lie on the table.

A Bill to vest in Frederick William Green the Columbia Canal for twenty-one years, was then taken up from the General Orders, for a second reading. Mr. BOYCE moved the indefinite postponement of the farther consideration of the Bill; which question was ordered to be taken by Yeas and Nays, which are as follows:

Those who voted in the Affirmative, are:

The Hon. A. Patterson, President, Messrs. Aiken, Allston, Boyce, Buchanan, Felder, Frampton, Gause, Grimball, Gregg, Hanna, Johnson, Palmer, Rivers, Skipper, Ward, and Willson.—17.

Those who voted in the Negative, are:

Messrs. Boozer, Buford, Dargan, David, DeTreville, D. Douglass, J. Douglass, Elfe, Evins, Higgins, McKenna, McWillie, Moses, J. S. Murray, W. M. Murray, Rhame, Rhett, Smart, C. R. Thomson, H. H. Thomson, Walker, Witherspoon, and Young.—23.

The motion to postpone was therefore not agreed to.

The Bill received the second reading, was agreed to, and was ordered to be returned to the House of Representatives.

Pursuant to Messages interchanged, the Senate, at the hour of 1 o'clock, oined the House of Representatives in ballotting for a President and Directors of the Bank of the State of South-Carolina. Messrs. FICKLING and FRAMPTON were appointed the Committee on the part of the Senate to count the votes. Mr. FICKLING, from the Committee, reported the following persons duly elected:

F. H. Elmore, President.

Directors:

J. S. Ashe,	Robert Caldwell,
J. S. Bowie,	Wm. M. Lawton,
Samuel Burger,	Wm. C. Dukes,
D. C. Webb,	George N. Reynolds,
M. T. Mendenhall,	Alexander McDonald,
H. T. McGee,	Wm. B. Pringle.

The Senate, pursuant to Messages interchanged, joined the House of Representatives in balloting for a Superintendent of Public Works. Messrs. GAUSE and GRIMBALL were appointed a Committee to count the votes. Mr. GAUSE, from the Committee, reported that neither candidate had received the constitutional majority. A Message was received from the House of Representatives proposing to the Senate to go forthwith into another ballot for Superintendent of Public Works; which was ordered to lie on the table.

The Senate joined the House of Representatives in balloting for State Reporter. Messrs. GREGG and JOHNSON were appointed the Committee on the part of the Senate to count the votes. Mr. JOHNSON, from the Committee, reported that R. H. Spears had received the majority, and was duly elected State Reporter.

The Senate joined the House of Representatives in balloting for Comptroller General, in pursuance of a Message received from that House, in which the Senate concurred. Messrs. HANNA and HIGGINS were appointed a Committee on the part of the Senate to count the votes. Mr. HANNA, from the Committee, reported William Laval duly elected Comptroller General.

A Bill to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted, and for other purposes, which had been read the third time in the House of Representatives and twice in the Senate, was read the third time in the Senate, and it was Resolved, that the Bills do pass; that the title thereof be changed, and that it be called "An Act," and be returned to the House of Representatives.

A Bill to amend the law in relation to recording mortgages, and to regulate the lien thereof, which had received two readings in the Senate, had been

read three times in the House of Representatives, and on the third reading in that House, the first, second, and third sections of the Bill as it was passed by the Senate, had been stricken out, and others had been substituted therefor. A Message was sent to the House of Representatives, asking leave to restore to the Bill the sections stricken out by that House, and also to add the following amendment to the Bill, to-wit:

And be it further enacted, "That every verbal agreement between the vendor and vendee of personal property, whereby the vendor, who has parted with the possession thereof to the vendee, shall reserve to himself, any interest in the same, shall be null and void, as to third persons."

The House of Representatives returned a Message, refusing leave to the Senate to amend the Bill, as requested in the Message. A Message was sent to the House of Representatives, insisting on asking leave so to amend the Bill, and informing the House of Representatives that the Senate had appointed Messrs. MOSES, BOYCE, and YOUNG, a Committee on the part of the Senate to confer with a Committee from the House on that subject. The House of Representatives returned a Message, insisting on refusing leave to the Senate to amend the Bill as requested, and assenting to the appointment of a Committee of Free Conference, and informing the Senate, that Messrs. FROST, HENRY and HUNT, had been appointed the Committee on the part of that House to meet the Committee of the Senate in Free Conference.

On motion of Mr. BOOZER it was

Ordered, That the Senate take a recess until 6 o'clock, P. M.

RECESS.

At the hour to which the Senate had taken a recess, the President took the Chair and the Senate proceeded with the

GENERAL ORDERS OF THE DAY.

The following Bills had been read in the House of Representatives:

A Bill to vest in Rebecca Burdell and her children, the right of the State to the escheated property of Charles Ellis: and

A Bill to authorize office copies of deeds in certain cases to be given in evidence: They received the second reading, and were ordered to be returned to the House of Representatives.

The *unfavorable* Report of the Committee on the Judiciary, on "a Bill to give to the Ordinary the power to sell or divide real estate when the value thereof does not exceed two thousand dollars, and for other purposes," was ordered to lie on the table, and the Bill was taken up for a second reading. Mr. GREGG moved that the further consideration of the Bill be postponed till the first day of January next. On this question the Yeas and Nays were ordered to be taken, and they are as follows: Those who voted in the Affirmative, are:

The Hon. A. Patterson, President, Messrs. Aiken, Allston, DeTreville, Evins, Grimball, Gregg, Higgins, J. S. Murray, Palmer, Rhett, Rivers, C. R. Thomson, and Walker.—14.

Those who voted in the Negative, are:

Messrs. Buford, David, D. Douglass, J. Douglass, Felder, Fickling, Frampton, Gause, Hanna, Johnson, McWillie, W. M. Murray, Rhame, Skipper, Smart, H. H. Thomson, Willson, and Witherspoon.—18.

The motion to postpone, therefore, was not agreed to.

Messrs. MOSES and YOUNG, who had been absent on a Committee of Conference, when the vote was taken, were permitted by the Senate to record the vote they would have given if they had been present, and voted against the postponement of the Bill to the first day of January next.

On the question of agreeing to the Bill, the yeas and nays were ordered to be taken, and are as follows:

Those who voted in the Affirmative, are:

Messrs. Boyce, Buford, Clowney, David, D. Douglass, J. Douglass, Felder, Gause, Johnson, McKenna, McWillie, Rhame, Skipper, Smart, H. H. Thomson, and Witherspoon.—16.

Those who voted in the Negative, are:

The Hon. A. Patterson, President, Messrs. Aiken, Allston, Boozer, Buchanan, DeTreville, Elfe, Evins, Fickling, Frampton, Grimball, Gregg, Hanna, Higgins, Moses, J. S. Murray, W. M. Murray, Palmer, Rhett, Rivers, C. R. Thomson, Walker, Ward, Willson and Young.—25.

The bill therefore was not agreed to.

The following Bills had been read twice in the House of Representatives:

A Bill to provide compensation to the owners of slaves executed:

A Bill to alter the times of the sittings of the Courts of Equity in the third Circuit, and to establish a Court of Equity for Horry District:

A Bill to amend the second section of an Act to convert the Arsenal at Columbia, and the Citadel and Magazine in and near Charleston, into Military Schools:

A Bill to alter and amend the Patrol Law.

A Bill to authorize the Superintendent of Public Works to convey to Daniel McCullough all the right and title of the State to the Mount Dearborn lands:

A Bill to authorize the Superintendent of Public Works to sell to Wilson Barton a tract of the State's land:

The Bills were each read the second time in the Senate, and were agreed to, and ordered to be returned to the House of Representatives.

A Bill to amend an Act entitled an Act more effectually to prevent free negroes and persons of color from entering into this State, and for other purposes, was before the Senate on the second reading. Mr. DeTREVILLE moved to postpone the further consideration of the Bill to the first day of January next. This question was ordered to be taken by Yeas and Nays, and they are as follows:

Those who voted in the Affirmative, are:

The Hon. A. Patterson, President, Messrs. Aiken, Allston, Buchanan, Buford, Dargan, David, DeTreville, D. Douglass, J. Douglass, Evins, Fickling, Frampton, Gause, Grimball, Gregg, McKenna, J. S. Murray, Palmer, Rhett, Skipper, Smart, C. R. Thomson, Walker, Ward, Willson, and Witherspoon.—27.

Those who voted in the Negative, are:

Messrs. Boozer, Boyce, Elfe, Felder, Hanna, Higgins, Johnson, McWillie, Moses, W. M. Murray, Rhame, Rivers, H. H. Thomson, and Young.—14.

The further consideration of the Bill was therefore postponed to the first day of January next.

A Bill to authorize the Superintendent of Public Works to sell a tract of land to William Geiger, was before the Senate on the third reading; when, on

motion of Mr. BOOZER, the further consideration of the Bill was postponed indefinitely.

The General Orders were suspended, and Mr. MOSES, from the Committee appointed on the part of the Senate, to meet the Committee of the House of Representatives in free conference on the subjects of disagreement between the two houses of the Legislature, on a Bill to amend the Law in relation to recording mortgages, and to regulate the lien thereof, submitted a Report, which was ordered for consideration on Monday next.

The Senate resumed the

GENERAL ORDERS OF THE DAY.

A Bill to make appropriations for the year commencing in October one thousand eight hundred and forty-three. Mr. DARGAN moved to strike out from the 9th Section of the Bill, the appropriation for the Agricultural Survey; which was decided by Yeas and Nays as follows:

Those who voted in the Affirmative, are:

Messrs. Boozer, Buford, Dargan, David, D. Douglass, Evins, Gause, Hanna, Higgins, Johnson, McKenna, J. S. Murray, Rhame, Skipper, H. H. Thomson, Willson, Witherspoon, and Young.—18.

Those who voted in the Negative, are:

The Hon. A. Patterson, President, Messrs. Aiken, Allston, Boyce, Buchanan, DeTreville, J. Douglass, Felder, Fickling, Frampton, Grimball, Gregg, McWillie, Moses, W. M. Murray, Palmer, Rhett, Rivers, Smart, C. R. Thomson and Walker.—21.

The motion to strike out, therefore, was not agreed to.

The Bill received the second reading, was agreed to, and was ordered to be returned to the House of Representatives.

Mr. HIGGINS gave notice, that on the third reading of the Bill he will move an amendment to the same, to provide a salary to the Clerk of the Court of Appeals in Charleston, with other necessary officers, and to defray other expenses of the said Court.

A Bill to provide for the payment of a portion of the Public Debt; and

A Bill to vest in the administrator of John Young the interest of the State in certain Real Estate and for other purposes; and

A Bill to amend an Act entitled An Act to authorize the sale of the Real Estate of Alexander Downer deceased, and for other purposes; and

A Bill supplementary to an Act entitled An Act to give the Commissioners of the Poor for the several Districts and Parishes of this State, power to purchase lands and build houses thereon, for the support and maintenance of the poor of said District and Parishes, passed on the sixteenth day of December, 1824; were each read the second time in the Senate, were agreed to, and were ordered to be returned to the House of Representatives.

The *unfavorable* Report of the Commitee on the Judiciary, on a Bill to regulate the issuing of Grants, and for other purposes; and the *unfavorable* Report of the same Committee, on a Bill to release the right and interest of the State in the personal property of Frederick Joseph Wallern to the heirs of George Stairley, and of Elizabeth Catharine Long; were ordered to lie on the table.

The General Orders having been disposed of,

On motion of Mr. WITHERSPOON, it was

Ordered, That when the Senate adjourns, it shall stand adjourned to meet on Monday next, at 11 o'clock.

On motion of Mr. WITHERSPOON,

The Senate adjourned.

MONDAY, DECEMBER 18, 1843.

The Senate met at 11 o'clock, pursuant to adjournment.

The Clerk read the Journal of the proceedings of Saturday.

The following Bills had been read three times in the House of Representatives:

A Bill to establish an Inspection and Ware House at Hamburg, in Edgefield District:

A Bill to authorize the formation of a new Volunteer Company within the limits of the 23rd Regiment of Infantry:

A Bill to reduce the Capital of the Charleston Insurance and Trust Company:

A Bill to authorize the formation of a Regiment of Artillery in the Parishes of St. Philip and St. Michael:

A Bill to raise supplies for the year commencing in October one thousand eight hundred and forty-three:

A Bill prescribing the duties of certain officers in the collection of supplies, the payment of salaries, and for other purposes:

The Bills were each read the third time in the Senate, and it was Resolved, that they do pass; that the titles thereof be changed; that they be called Acts, and be returned to the House of Representatives.

The following Bills had been read twice in the Senate, and twice in the House of Representatives:

A Bill to res ore to each Branch of the Legislature the right of enquiring into the Finances of the State:

A Bill to authorize the Superintendent of Public Works to dispose of certain lands belonging to the State:

A Bill to increase the penalty for concealing or conveying away any slave accused of a capital crime:

They were each read the third time in the Senate, and it was Resolved, that the Bills do pass; that the titles thereof be changed; that they be called Acts, and be returned to the House of Representatives:

A Bill to change the name of the Louisville, Cincinnati and Charleston Rail Road Company, and to unite the same with the South-Carolina Canal and Rail Road Company, and for other purposes, which had been read three times in the House of Representatives, was before the Senate on the third reading.

A Message was sent to the House of Representatives, asking leave to amend the Bill by striking out the third section.

The House of Representatives returned a Message granting leave so to amend the Bill. The Bill was amended accordingly, and received the third reading, and it was Resolved, that the Bill do pass; that the title thereof be changed; that it be called an Act, and be returned to the House of Representatives.

A Bill to establish certain Roads, Bridges, and Ferries, was before the Senate on the third reading. A Message was sent to the House of Representatives, asking leave to amend the Bill by striking out the following sections viz:

Section 1. That the Ferry across Edisto River, at Jacksonboro, be and the same is hereby rechartered and vested in Dr. Emanuel Witsell, his heirs and assigns, for the term of seven years, with the same rates of toll now allowed by law.

Section 15. Be it further enacted, That the Commissioners of Roads be and they are hereby authorized and empowered, upon the return of nulla bona being made by any Sheriff or other officer, on any Execution issued by them, or any of them, to issue a capias ad satisfaciendum, in lieu of said Execution or Executions.

The House of Representatives returned a Message granting leave so to amend the Bill. The Bill was amended accordingly, and received the third reading, and it was Resolved, that the Bill do pass; that the title thereof be changed; that it be called an Act, and be returned to the House of Representatives.

REPORTS OF COMMITTEES.

Mr. WITHERSPOON presented the *unfavorable* Report of the Committee on Roads and Buildings, on the Petition of citizens of Lexington District, praying an alteration in the road law:

Mr. HIGGINS presented the *favorable* Report of the Committee on Finance and Banks, on the Petition of A. C. Bomar, to be aefunded a sum of money paid by mistake into the Treasury: also,

The *favorable* Report of the same Committee, on the Report of the Committee of Ways and Means of the House of Representatives, on the Return of the City Council of Charleston as to the Transient Poor Fund: also,

The *unfavorable* Report of the same Committee, on the Presentment of the Grand Jury of Colleton District, Fall Term, 1843: also,

The Report of the same Committee, on the Account of the disbursements of the transient poor fund of Georgetown; which were placed in the General Orders of the day: also,

The Report of the Committee on Finance and Banks, on the Executive Message No. 5, and accompanying documents; which was ordered to be placed in the General Orders of the day.

Mr. MOSES presented the Report of the Joint Committee on the subject of the re-organization of the Courts of Equity; which was ordered to lie on the table.

Mr. HIGGINS presented Report of the Committee on Finance and Banks, on the several Petitions of Sarah Smart, Sr., and Sarah Smart, Jr., to be refunded a double tax; which report was recommitted.

The following Bills had been read three times in the House of Representatives and twice in the Senate:

A Bill to provide compensation to the owners of slaves executed:

A Bill to amend the Second Section of an Act to convert the Arsenal at Columbia and the Citadel and Magazine in and near Charleston, into Military Schools:

A Bill to alter and amend the Patrol Law:

A Bill to vest in Rebecca Burdell and her children, the right of the State to the Escheated property of Charles Ellis:

A Bill to authorize Office copies of Deeds in certain cases to be given in evidence:

A Bill supplementary to an Act entitled "An Act to give the Commissioners of the Poor, for the several Districts and Parishes of this State, power to purchase Lands and build Poor Houses thereon, for the support and maintainance of the Poor of said Districts and Parishes," passed on the sixteenth day of December, 1824:

A Bill to alter the times of the Sittings of the Courts of Equity in the Third Circuit, and to establish a Court of Equity in Horry District:

A Bill to amend an Act entitled "An Act to authorize the sale of the Real Estate of Alexander Downer, deceased, and for other purposes:"

A Bill to authorize the Superintendent of Public Works to sell to Wilson Barton, a Tract of the State's Land:

A Bill to authorize the Superintendent of Public Works to convey to Daniel McCullough, all the right and title of the State to the Mount Dearborn Tract of Land:

A Bill to vest in the Administrator of John Young the interest of the State in certain Real Estate, and for other purposes:

A Bill to provide for the payment of a portion of the Public Debt:

The Bills received the third reading in the Senate, and it was Resolved that the Bills do pass; that the titles thereof be changed; that they be called Acts, and be returned to the House of Representatives.

A Bill to vest in Frederick William Green, the Columbia Canal, for twenty-one years, which had been read three times in the House of Representatives, and twice in the Senate, was on the third reading.

On the question of agreeing to the Bill, the Yeas and Nays were ordered, and are as follows:

Those who voted in the Affirmative, are:

Messrs. Aiken, Boozer, Buford, Dargan, David, DeTreville, D. Douglass, Elfe, Evins, Fickling, Higgins, McWillie, Moses, J. S. Murray, W. M. Murray, Rhame, Rhett, Rivers, Skipper, Smart, C. R. Thomson, H. H. Thomson, Walker, Willson, Witherspoon and Young.—26.

Those who voted in the Negative, are:

The Hon. A. Patterson, President, Messrs. Allston, Boyce, Buchanan, Felder, Frampton, Gause, Grimball, Gregg, Gourdin, Johnson and Ward. —12.

The Bill was therefore agreed to, and it was Resolved, that it do pass, that the title thereof, be changed, that it be called an Act, and be returned to the House of Representatives.

Mr. McKENNA, who was absent when the vote was taken, was permitted by the Senate to record the vote he would have given, and voted in favor of the passage of the Bill.

The House of Representatives returned to the Senate,

An Act to inflict capital punishment on slaves and free persons of color who may commit a certain offence:

An Act to increase the penalty for concealing or conveying away any slave accused of a capital crime:

An Act to restore to each Branch of the Legislature the right of enquiring ing into the finances of the State:

An Act to authorize the Superintendent of Public Works to dispose of certain lands belonging to the State:

An Act to establish the office of Assayer:

An Act to amend the law in relation to actions commenced by writ of foreign attachments: and

An Act to regulate Hawkers and Pedlars:

Which had received three readings in the Senate, and three in the House of Representatives. They were referred to the Committee on Incorporations and Engrossed Acts.

The House of Representatives sent to the Senate for concurrence,

The Report of the Committee on Education, on the Report of P. J. Shand, Commissioner of the Upper Division for the Deaf and Dumb; and

The Report of the same Committee on the Ludlam School fund; which were referred to the Committee on the College, Education and Religion.

The Reports of the Committee of Ways and Means,

On a Resolution of enquiry as to the propriety of paying the expenses of the Board of Visitors of the Military Academies:

On the Report of the Secretary of State:

On the Petition of Daniel Legare, praying that a tax twice paid may be refunded:

A Bill to amend the law in relation to recording Mortgages, and to regulate the lien thereof, was before the Senate for the third reading. In pursuance of the recommendation of the Committee of Free Conference, a Message was sent to the House of Representatives, asking leave to amend the Bill as follows:

In the first Section of amendment proposed by Senate, strike out the words "third persons" and insert, "subsequent creditors or purchasers for valuable consideration, without notice."

In the same Section, strike out the word "ninety," wherever it occurs, and insert "sixty."

In the second Section of amendment proposed by Senate, strike out the words "third persons" and insert, "subsequent creditors or purchasers for valuable consideration, without notice."

In the same Section, strike out the word "ninety," wherever it occurs, and insert "sixty."

And adopt, as a Third Section of the Bill, the following:

"And be it further enacted, That every verbal agreement between the vendor and vendee of personal property, whereby the vendor who has parted with the possession thereof to the vendee, shall reserve to himself any interest in the same, shall be null and void as to subsequent creditors or purchasers for valuable consideration, without notice."

The House of Representatives returned a Message granting leave so to amend the Bill, and it was amended accordingly, and was read the third time; and it was Resolved, that the Bill do pass; that the title thereof, be changed; that it be called An Act, and be returned to the House of Representatives.

Mr. HIGGINS, from the Committee of Free Conference on the part of the Senate, on the subject of "A Bill to amend an Act entitled an Act to provide against the suspension of Specie payments by the Banks of this State," submitted a Report, recommending to the Senate that all after the title of the Bill be stricken out, for the purpose of inserting five clauses as a substitute. A Message was sent to the House of Representatives, asking leave so to amend the Bill, and the House having granted leave, the Bill was amended accordingly, and was read the third time; and it was Resolved, that the Bill do pass; that the title thereof be changed; that it be called "An Act," and be returned to the House of Representatives.

REPORTS OF COMMITTEES.

Mr. WITHERSPOON presented the favorable Report of the Committee on Roads and Buildings, on the Report of the Committee on Public Buildings of the House of Representatives on the Presentment of the Grand Jury of Fairfield, Fall Term, 1843, in relation to the Court House:

Mr. GREGG presented the favorable Report of the Committee on the Legislative Library, on the Report of the Committee on the Legislative Library of the House of Representatives, on the Governor's Message No. 4, in relation to books and documents in the State House:

Mr. WILLSON presented the Report of the Delegation from St. John's, Berkley, and St. James', Goose Creek, on the Report of the Commissioners to run the line between those Parishes:

Mr. J. S. MURRAY presented the Report of the Delegation from St. George's, Dorchester, and St. James', Goose Creek, on Resolutions from the House of Representatives respecting the line between those Parishes:

Mr. RHETT presented the Report of the Committee on Agriculture and Internal Improvements, on the Report of the Committee on Internal Improvements of the House of Representatives on the Governor's Message in relation to the Mount Dearborn lands; and the Report of the same Committee, on the Resolutions directing the distribution of Ruffin's Agricultural Survey of South Carolina:

All of which were ordered for consideration to-morrow.

The House of Representatives sent to the Senate for concurrence, the Report of the Joint Committee on Accounts, on the contingent accounts against the Upper Division of the Treasury; which was concurred in, and was ordered to be returned to the House of Representatives.

Mr. D. DOUGLASS presented the Report of the Committee on Accounts and Vacant Offices, on the contingent accounts against the Lower Division of the Treasury; which was agreed to by the Senate, and was ordered to be sent to the House of Representatives for concurrence.

The following Resolution, offered by Mr. J. DOUGLASS, was agreed to, and was ordered to be sent to the House of Representatives for concurrence:

Resolved, That the Special Reports of the President of the Bank and of the Comptroller General, be printed and bound with the Acts and other Reports of this Legislature.

Mr. HIGGINS gave notice that on to-morrow he will move to suspend the Rule of the Senate which prohibits the reading of any Bill on the last day of the session, in order that the appropriation Bill may then receive the third reading. He also gave notice that he will at the same time, move to suspend the 26th Rule of the Senate.

Mr. FICKLING presented the Reports of the Committee on the Lunatic Asylum and Medical Accounts,

On the Report of the Medical Committee of the House of Representatives, on the Account of Dr. Alexander McLeod, for a post mortem examination:

On the Report of the same Committee, on the Account of Dr. B. J. Williams, for a post mortem examination; which were ordered for consideration to-morrow.

Mr. McKENNA offered a Resolution, providing that the Comptroller General shall postpone instituting a suit until after the next session of the Legislature, against A. D. Hilliard, on a bond given by him for the purchase of

land at Rocky Mount, in June last; which was referred to the Committee on Agriculture and Internal Improvements.

The House of Representatives returned to the Senate, the following papers, in which it had concurred:

The Report of the Committee on Claims and Grievances, on the account of A. S. Willington & Co.:

On the account of W. W. Purse, for work done in the Senate Chamber:

On the account of W. H. Steele, for boarding a Constable and his guard:

On the account of John W. Burbridge, for carrying despatches in the contested election between Hon. D. Walker and Simon Verdier:

On the account of John Graham, for work done on an Artillery Carriage belonging to the 32d Regiment:

On the account of B. Johnson, Sheriff of Union District, for blankets furnished for the Jail:

The Report of the Committee on Finance and Banks, on the Petition of C. W. Edwards to be refunded a double tax:

The Report of the Committee on the Military and Pensions, on the Petition of Martha Carroll, praying to be placed on the Pension roll:

The Report of the Committee on the Lunatic Asylum and Medical Accounts, on the Petition of certain citizens of Barnwell, praying compensation to two Physicians of Georgia, for detecting arsenic in a case of alleged murder in Barnwell District:

Resolutions providing for having certain Acts and Resolutions in relation to the road law, printed and distributed to the Commissioners of Roads:

Resolutions authorizing the Commissioners of Roads for St. James', Goose Creek, to elect an additional Commissioner: and

The Report of the Committee on the College, Education and Religion, on the Report of the Comptroller General, respecting a balance of an appropriation for Kingston, Horry, now to the credit of the State.

The House of Representatives sent to the Senate for concurrence,

The Reports of the Committee of Ways and Means,

On the Petition of Sarah Smart, jr., praying to be refunded a double tax:

On the Petition of Peter Vaught, Tax Collector of All Saints' Parish, praying to be refunded a double tax: and

On the Petition of Sarah Smart, senr., praying to be refunded a double tax; which were referred to the Committee on Finance and Banks:

The Reports of the Committee on Claims,

On the Account of Dubose & Johnson, for furnishing the State Reports:

On the Account of Dr. J. E. Bignon:

On the Account of Mellard & Parker and others, for surveying:

On the Account of A. H. Pemberton, for printing and advertising:

On the Petition of James Fuller, messenger of the Appeal Court, for additional compensation:

On the Account of T. W. Glover, Clerk of the House of Representatives, for stationary for the House:

On the Account of I. C. Morgan, for printing; and

On the Account for repairs on the State House; which were referred to the Committee on Claims and Grievances:

The Report of the Committee on the Lunatic Asylum, on the Petition of the Regents of the Asylum for an appropriation of eight thousand Dollars; which was referred to the Committee on the Lunatic Asylum and Medical Accounts;

The Reports of the Medical Committee, on the Account of Dr. J. H. Boatwright, for services rendered to State prisoners:

On the Account of Dr. T. C. Austin, for a post mortem examination; which were referred to the same Committee:

On the Petition of John Pintard, praying payment of a debt due by the State:

On the Petition of D. L. McKay, praying payment of a debt due by the State:

On the Petition of Bryant Weathersbee, praying to be refunded a Double Tax:

On the Petition of Samuel Meeks, praying to be released from a Tax execution; which were referred to the Committee on Finance and Banks.

The Reports of the Committee on Claims,

On the Petition of B. T. Watts, praying compensation for services rendered the State:

On the Petition of Robert Cox, praying compensation for boarding prisoners and guard:

On the account of M. H. Poozer, late Sheriff of Orangeburg District:

On the Petition of John G. Smith and others, praying to be paid the reward offered by Governor Noble, for the apprehension of the murderers of Hucks of Charleston District:

On the Petition of Asa J. Muir, for compensation for publishing election notices:

On the account of the Clerk of the Court of Appeals, for making extra copies for the State Reporter, and for bringing Appeal records from Charleston:

On the account of R. Q. Pinckney, Secretary of State:

On the accouut of W. F. Arthur, late Secretary of State:

On the account of M. Laborde, late Secretary of State:

On the account of Charles Wilcox, Jailer:

On the account of W. W. Purse, for work done in the Representative Chamber:

On the account of W. Cunningham, for books furnished for the State; which were referred to the Committee on Claims and Grievances:

The Reports of the Medical Committee on the account of Dr. B. J. Williams, for a *post mortem* examination:

On the account of Dr. Alexander McLeod, for a *post mortem* examination; which were referred to the Committee on the Lunatic Asylum and Medical Accounts:

The Report of the Committee on Public Buildings, on the Presentment of the Grand Jury of Fairfield, Fall Term, 1843, in relation to the Court House; which was referred to the Committee on Roads and Buildings:

The Reports of the Committee on Pensions,

On the Petition of Mary Laird, praying arrears of Pension, and to be placed on the Pension roll:

On the Petition of William Pardue, praying a Pension; which were referred to the Committee on the Military and Pensions:

The Report of the Committee on Internal Improvements, on the Memorial of the Charleston, Louisville and Cincinnati Rail Road Company in relation to the duties on Rail Road Iron; which was referred to the Committee on Federal Relations:

The Report of the Special Committee on the Repairs of the Capitol; which was referred to a Special Committee consisting of Messrs. BOOZER, WITHERSPOON and MOSES:

The Report of the Committee on the Judiciary, on the Petition of Thomas Moore, praying to be released from so much of his bond given for the purchase of public land, as may be covered by an older grant; which was referred to the Committee on the Judiciary: and

The Report of the Committee on the Library, on the Governor's Message, No. 4, in relation to the books and documents in the State House; which was referred to the Committee on the Legislative Library.

The House of Representatives also sent to the Senate for concurrence, the following Resolutions:

A Resolution providing for having published a Bill to alter and amend the first Section of the 3rd Article of the Constitution; which was referred to the Committee on the Judiciary:

A Resolution directing the Commissioners of Public Buildings, in seaport towns to arrange Jail yards so as to keep free negroes subject to the provisions of the Act of 1835, separate from other negroes; which was referred to the Committee on Federal Relations:

Resolutions directing the distribution of Ruffin's Agricultural Survey of the State; which were referred to the Committee on Agriculture and Internal Improvements:

Resolution on so much of the Comptroller General's Report as relates to Lotteries and their proceeds; which was referred to the Committee on Finance and Banks:

Resolutions directing the extension of the Rail Road to the waters of Charleston harbor; which were referred to the Committee on Incorporations and Engrossed Acts:

Resolution respecting the plat of the dividing line between the Parishes of St. George, Dorchester, and St. James, Goose Creek; which was referred to the delegation from those Parishes:

Report of the Delegation on the dividing line between the Parishes of St. John, Berkley, and St. James, Goose Creek; which was referred to the Delegation from those Parishes; and

Resolutions as to the Keeper of the State House, and Resolutions requesting the Governor to present a sword to an officer of the United States Navy; which were concurred in, and were ordered to be returned to the House of Representatives.

A Message was sent to the House of Representatives, proposing to go into a second ballot for Superintendent of Public Works this day at 1 o'clock, and the House of Representatives having concurred, the Senate joined the House in balloting therefor. Messrs. JETER and McKENNA were appointed a Committee on the part of the Senate to count the votes. Mr. JETER, from the Committee, reported that neither candidate had received the constitutional majority.

A Message was sent to the House of Representatives proposing to go forthwith into a third ballot for Superintendent of Public Works, and the House having concurred, the Senate joined the House in balloting therefor. Messrs. J. S. MURRAY and W. M. MURRAY were appointed the Committee on the part of the Senate to count the votes. Mr. J. S. MURRAY, from the Committee, reported that J. A. Leland was duly elected Superintendent of Public Works.

The Senate, at the hour of 2 o'clock, pursuant to Messages interchanged, joined the House of Representatives in balloting for Solicitors of the Middle and Western Circuits. Messrs. McWillie and Moses were appointed the Committee on the part of the Senate to count the votes. Mr. McWILLIE, from the Committee, reported, that J. J. Caldwell had been duly elected for the Middle Circuit, and J. N. Whitner had been elected Solicitor for the Western Circuit.

Mr. DeTREVILLE presented the account of Benjamin Hart, for incidental expenses of the State House, for 1843; which was referred to the Committee on Claims and Grievances.

Mr. McWILLIE presented the Report of the Solicitor of the Middle Circuit, on District officers and offices in that Circuit; which was referred to the Committee on the Judiciary.

Mr. BOYCE offered the following Resolution, which was agreed to, and was ordered to be sent to the House of Representatives for concurrence:

Resolved, That the Books belonging to the Court of Appeals in Charleston be retained there; and that the Librarian be allowed the usual salary of two hundred dollars per annum.

Mr. MOSES offered the following Resolution, which was agreed to, and was ordered to be sent to the House of Representatives for concurrence:

Resolved, That W. M. DeLorme be appointed Commissioner of Public Buildings for Sumter District, in the place of A. Garden, deceased.

Mr. WITHERSPOON offered the following Resolution, which was agreed to, and was ordered to be sent to the House of Representatives for concurrence:

Resolved, That His Excellency the Governor be requested to have the treaty made with the Catawba Indians (a copy of which is in his Excellency's possession) recorded in the Secretary of State's office, and also a copy filed in the archives of the Senate.

A Bill to amend an Act entitled "an Act to provide against the Suspension of Specie Payments by the Banks of this State;" which had received three readings in the House of Representatives; was before the Senate for a third reading. A Message was sent to the House of Representatives, asking leave to amend the Bill by restoring to the same the several clauses inserted therein by the Senate, on the second reading, as a substitute for the clauses in the said Bill as it came from the House. The House of Representatives returned a Message, refusing leave to amend. The Senate returned a Message, insisting on asking leave, and informing the House that the Senate had appointed Messrs. Higgins, McWillie and Rhett a Committee of Free Conference on the part of the Senate, and asking that House to appoint a similar Committee to meet the Committee of the Senate. The House of Representatives returned a Message insisting on refusing leave to amend the Bill, and assenting to the appointment of a Committee of Conference, and informing the Senate that Messrs. Memminger, Henry, and E. G. Palmer, had been appointed the Committee on the part of that House.

A Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-three, was before the Senate for a third reading, and was ordered to lie on the table.

On motion of Mr. FELDER,

The Senate took a recess till half past 6 o'clock, P. M.

RECESS.

At the hour to which the Senate had taken a recess, the PRESIDENT took the Chair, and the Senate proceeded to business.

The Report of the Committee on Pensions, on the Petition of Abel Robins, praying a Pension; and

The Report of the Committee on Pensions, on the Petition of Sarah and Mary Morrow, praying arrears of Pension due their deceased mother; which were referred to the Committee on the Military and Pensions:

The Report of the Committee on Education, on the return of the Commissioners of Free Schools throughout the State; which was referred to the Committee on the College, Education and Religion:

The Report of the Committee on Federal Relations, on the subject of the assumption of State debts; which was referred to the Committee on Federal Relations:

The Reports of the Committee on Internal Improvements,

On so much of the Report of the Superintendent of Public Works as relates to Lockhart's Canal:

On the Exhibit of the Expenditures of the Superintendent of Public Works, from the 1st December 1842, to February 1843; and

On the Account of J. B. Earnest, for work done on the State road; which were referred to the Committee on Agriculture and Internal Improvements:

A Resolution, directing the Comptroller General to publish a detailed annual statement of the amounts paid for the public printing; which was referred to the Committee on Finance and Banks.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

The following Reports were agreed to, and were ordered to be sent to the House of Representatives for concurrence:

The Report of the Joint Special Committee appointed to examine the contingent accounts of his Excellency the Governor:

The Reports of the Committee on Claims and Grievances,

On the Account of A. H. Pemberton, for printing the Bank Compilation:

On the Account of Alexander Fewell, for boarding a Prisoner and Guard:

On the Account of E. C. Shirley, J. Cathcart and others, for guarding a convicted slave:

On the Account of Samuel Weir; and

On the Account of John A. Stuart:

The Report of the Committee on the Military and Pensions, on the Petition of Samuel McElhenny, praying to be placed on the Pension roll:

The Report of the Committee on Federal Relations, on the Governor's Message No. 1, in relation to Texas:

The Report of the Committee on the Judiciary, on a Resolution of enquiry as to the disposition made of the Statutes at Large:

The Reports of the Committee on Finance and Banks,

On the Account of the disbursement of the Transient Poor Fund for Georgetown; and

On the Petition of A. C. Bomar, praying to be refunded money paid into the Treasury by mistake; and

The Report of the Committee on the Lunatic Asylum and Medical Accounts, on the Report of the Regents of the Lunatic Asylum.

The following Resolutions were agreed to, and were ordered to be sent to the House of Representatives for concurrence:

A Resolution providing for paying the appropriation for Free Schools, to the Commissioners of Free Schools for Prince William's Parish; and

A Resolution directing the publication of the names and residence of persons appointed Commissioners of deeds under the Acts of 1834.

The following Reports were concurred in, and were ordered to be returned to the House of Representatives:

The Report of the Committee of Ways and Means, on the Return of the City Council of Charleston, as to the Transient Poor Fund for Charleston; and

The Report of the Committee on Internal Improvements, on a Bill to reduce the ferriage at Vance's Ferry, at times of high water.

The Senate also concurred in, and ordered to be returned to the House of Representatives,

A Resolution directing the Superintendent of Public Works to draw the unexpended balance of an appropriation for Socastee Creek.

The *unfavorable* Report of the Committee on the Military and Pensions, on the Petition of sundry Officers of the 22d Regiment, praying an appropriation for the erection of a building for a field piece, was agreed to by the Senate.

The following papers were ordered to lie on the table:

The Report of the Committee on Agriculture and Internal Improvements, on Message No. 2, of his Excellency the Governor, in relation to the Mount Dearborn Lands:

The Report of the Committee on the Judiciary, on a Resolution of enquiry as to the holding of the Courts of this State at Extra Terms, by either Chancellors or Law Judges:

The Report of the Committee on Roads and Buildings, on the Petition of Z. W. Lynes, for the charter of Cypress Causeway:

The Report of the same Committee, on the Petition of citizens of Lexington, praying a change in the mode of electing Commissioners of the Roads:

The Report of the Committee on the College, Education and Religion, on that part of the Governor's Message No. 2, which relates to the Limestone Springs property, and the Report of the Commission; and

Resolutions providing for paying the annuity to the Catawba Indians residing beyond the State.

The Committee on Finance and Banks was discharged from the further consideration of the Message No. 5, of his Excellency the Governor, in relation to the Report of the Commissioner of Columbia, as to the sale of the lots in the town; and the same Committee was discharged from the further consideration of the Presentment of the Grand Jury of Colleton, Spring Term, 1843.

The General Orders of the day having been disposed of,

On motion of Mr. J. S. MURRAY, it was

Ordered, That when the Senate adjourns, it shall stand adjourned to meet to-morrow at eleven o'clock.

On motion of Mr. JOHN DOUGLASS,

The Senate adjourned.

TUESDAY, DECEMBER 19, 1843.

The Senate met at eleven o'clock, pursuant to adjournment.

The Clerk read the Journal of the proceedings of yesterday.

Mr. RHETT presented the Reports of the Committee on Agriculture and Internal Improvements,

On a Resolution from the House of Representatives, directing the Comptroller General to postpone a suit against A. D. Hilliard:

On the Report of the Committee on Internal Improvements of the House of Representatives, on the account of the disbursements by the Superintendent of Public Works, from Dec 18, 1842, to February, 1843:

On the Report of the same Committee of the House of Representatives, on the Petition of J. B. Earnest; and

On the Report of the same Committee of the House of Representatives, as to Lockhart's Canal; which were placed in the General Orders of the day.

Mr. WITHERSPOON presented the Report of the Committee on Roads and Buildings, on a Resolution directing the Commissioners of Public Buildings of Colleton District to sell the old Jail lot; which was placed in the General Orders of the day.

Mr. ALLSTON presented the Report of the Committee on the College, Education and Religion, on the Report of the Committee on Education of the House of Representatives, on the Report of the Commissioners for the Deaf, Dumb and Blind; also

The Report of the same Committee, on the Report of the same Committee on Education of the House of Representatives, on the Report of the Attorney General on the Ludlam School fund; also

The Report of the same Committee, on the Governor's Message No. 4, relating to the unfinished rooms in the College Library building; which were ordered to be placed in the General Orders of the day.

Mr. ALLSTON presented the Report of the Committee on Federal Relations, on the Report of the Committee on Internal Improvements of the House of Representatives, on the Memorial of the Louisville, Cincinnati and Charleston Rail Road Company, relating to a proposed remission of duty on Rail Road Iron; also

The Report of the same Committee, on a Resolution from the House of Representatives, requiring Commissioners of Public Buildings of certain Districts to arrange their Jails and Jail yards so as to keep free negroes and persons of color confined, under the Act of 1835, separate and apart from other negroes who may be in Jail; which were ordered to be placed in the General Orders of the day.

The House of Representatives sent to the Senate for concurrence,

The Report of the Committee on Federal Relations, on the Annexation of Texas to the Union; which was referred to the Committee on Federal Relations:

The Report of the Committee on Internal Improvements, on the Message No. 5 of his Excellency the Governor; which was referred to the Committee on Internal Improvements:

The Report of the Committee on Claims, on sundry Accounts for oil, mats, &c. for the use of the House of Representatives; which was referred to the Committee on Claims and Grievances:

The Report of the Committee on Claims of the House of Representatives, on the Petition of John B. O'Neall, praying compensation for a slave executed; which was referred to the Committee on Claims and Grievances.

Mr. J. DOUGLASS presented the Report of the Committee on the College, Education and Religion, on the Report of the Committee on Education of the House of Representatives, on the Returns of the Commissioners of Free Schools; which was placed in the General Orders of the day.

The following Resolutions, introduced by Mr. HIGGINS, were agreed to:

Resolved, That the Rule of the Senate which prohibits the reading of a Bill on the last day of the Session, be suspended.

Resolved, That the 26th Rule of the Senate be also suspended.

A Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-three, was called up for the third reading; when a Message was sent to the House of Representatives, asking leave to amend the Bill "by adding, in the second line of the sixth section, the words four hundred" after the word "thousand," so that it will read as amended: "For the payment of Contingent Accounts against the Upper Division of the Treasury, seventeen thousand four hundred dollars;" and, in the same section, to strike out "nine," and insert "thirteen," so that, as amended, the section will read: "For the payment of Contingent Accounts against the Lower Division of the Treasury, thirteen thousand dollars, if so much be necessary."

The House of Representatives returned a Message, granting leave so to amend the Bill.

A Message was also sent to the House of Representatives, asking leave further to amend the Bill by striking out of the 12th section the word "*Repairing*," for the purpose of inserting the word "*Enlarging*," so that the section, if amended, will read: "*four thousand dollars for enlarging or re-building the Court House for Fairfield District.*"

The House of Representatives returned a Message granting leave so to amend the Bill.

It was amended in pursuance of leave granted, and was read the third time; and it was *Resolved*, That the Bill do pass; that the title thereof be changed; that it be called "An Act," and be returned to the House of Representatives.

Mr. McWILLIE presented the favorable Reports of the Committee on the Judiciary, on the Petition of Thos. Moore, to be released from so much of his Bond given for the purchase of a tract of Public Land as may be covered by an older grant:

On a Resolution from the House of Representatives, directing the Clerks of the Senate and House of Representatives to publish a Bill to alter and amend the first section of the third article of the Constitution, three months before the next General Election; and

On the Reports of the Attorney General and Circuit Solicitors, on District Officers and their Offices; which were placed in the General Orders of the day.

The Report of the Committee on Agriculture and Internal Improvements, on a Resolution directing the Comptroller General to postpone until after the next Session of the Legislature, the institution of a suit against A. D. Hilliard, on a bond given for the purchase of a tract of land, was ordered to lie on the table, and, the Resolution was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The House of Representatives sent to the Senate the Report of the Committee on Privileges and Elections, appointing Managers and fixing places of the next General Elections; which was concurred in, and was ordered to be sent to the House of Representatives.

The House of Representatives returned to the Senate the following papers, in which it had concurred:

The Report of the Joint Committee on Accounts, on the Contingent Accounts against the Lower Division of the Treasury:

The Report of the Committee on Finance and Banks, on the Account of the disbursements of the Transient Poor Fund for Georgetown;

The Report of the same Committee, on the Petition of A. C. Bomar, praying to be refunded a sum of money paid by mistake into the Treasury:

The Report of the Joint Special Committee appointed to examine the Contingent Accounts of his Excellency the Governor:

The Report of the Committee on the Judiciary, on a Resolution of enquiry as to the disposition made of the Statutes at Large:

The Report of the Committee on the Lunatic Asylum and Medical Accounts, on the Report of the Regents of the Lunatic Asylum:

The Resolution appointing a Commissioner of Public Buildings for Sumter District:

The Resolution providing for having a copy of the Catawba Indian Treaty recorded and filed in certain Offices:

The Resolution as to the Free School Fund for Prince William's Parish:

The Resolution for publishing the appointments of Commissioners of Deeds, under the Act of 1834:

The Resolution providing for retaining the Appeal Court Library in Charleston; and

The Resolution providing for printing the Special Reports of the President of the Bank of the State of South-Carolina, and of the Comptroller General.

Mr. DAVID presented the Report of the Committee on Incorporations and Engrossed Acts, on a Resolution directing the extension of the Rail Road to the waters of Charleston Harbor; which was placed in the General Orders of the day.

Mr. HIGGINS presented the Reports of the Committee on Finance and Banks,

On a Resolution directing the Comptroller General to furnish a detailed annual statement of the Public Printing:

On the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of Peter Vaught, Tax Collector of all Saints, to be refunded a double tax:

On the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of Sarah Smart, Senr. to be refunded a double tax:

On the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of D. L. McKay, praying payment of a debt due by the State:

On the Report of the Committee of Ways and Means of the House of Representatives, on a Resolution of enquiry as to the propriety of paying the Board of Visiters of the Military Academies:

On the Report of the Committee of Ways and Means of the House of Representatives, on the Report of the Secretary of State:

On the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of Sarah Smart, Junr. to be refunded a double tax:

On the Report of the Committee of Ways and Means of the House of

Representatives, on the Petition of David Legare, praying that a tax twice paid may be refunded:

On the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of Bryant Wethersbee, praying to be refunded a double tax;

On the Report of the Committee of Ways and Means of the House of Representatives, on a Resolution in relation to Lotteries in existence, and their proceeds:

The Report of the same Committee, on the Report of the same Committee of the House of Representatives, on the Petition of Samuel Meek, praying to be released from a Tax Execution:

The Report of the same Committee, on the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of John Pintard, for payment of a debt due by the State:

The Report of the same Committee, on the Report of the Committee of Ways and Means of the House of Representatives, on so much of the Governor's Message No. 1, as relates to the Public Debt and the Bank of the State, and upon various other documents on the same subject:

All of which were placed in the General Orders of the day.

Mr. BUCHANAN presented a Report of the Committee on the Military and Pensions, on the Report of the Committee on Pensions of the House of Representatives, on the Petition of Mary Laird, praying arrears of Pension, and to be placed on the Pension list: also,

The Report of the same Committee, on the Report of the Committee on Pensions of the House of Representatives, on the Petition of William Pardue, praying a Pension; which were placed in the General Orders of the day:

The Report of the Commmitee on Pensions of the House of Representatives, on the Petition of Mary and Sarah Morrow, praying for arrears of Pension due their deceased mother; and

The Report of the same Committee, on the Petition of Abel Robins, praying a pension; which were ordered to be placed in the General Orders of the day.

Mr. ALLSTON presented the Report of the Committee on Federal Relations, on the Report of the Committee on Federal Relations of the House of Representatives, on the subject of annexing Texas to this Union; also,

The Report of the same Committee, on the Message No. 1, of his Excellency the Governor, communicating certain Resolutions from Alabama: also,

The Report of the same Committee, on the Report of the Committee on Federal Relations of the House of Representatives, on the subject of the assumption of the State Debts; which were ordered to be placed in the General Orders of the day.

Mr. RHETT presented the Report of the Committee on Agricalture and Internal Improvements, on the Report of the Committee on Internal Improvements of the House of Representatives, on the Message No. 5, of his Excellency the Governor; which was ordered to be placed in the General Orders of the day.

Mr. FICKLING presented the Report of the Committee on the Lunatic Asylum and Medical Accounts,

On the Report of the Medical Committee of the House of Representatives, on the Account of Dr. T. C. Austin, for a *post mortem* examination:

On the Report of the Medical Committee of the House of Representatives, on the Account of Dr. John H. Boatwright, for services rendered State prisoners:

On the Report of the Committee on the Lunatic Asylum of the House of Representatives, on the Petition of the Regents of the Lunatic Asylum, praying an appropriation of eight thousand dollars; which were ordered to be placed in the General Orders of the day.

Mr. DeTREVILLE presented the Reports of the Committee on Claims and Grievances, on the Reports of the Committee on Claims of the House of Representatives,

On the Petition of Jacob Wyrick, praying compensation for a slave executed:

On the Petition of John G. Smith and others, praying to be allowed a reward offered by the late Governor Noble, for the apprehension of two negroes, the murderers of Hucks, of Charleston District:

On the Account of the Clerk of the Court of Appeals, for making extra copies for the State Reporter, and for bringing the records of the Court from Charleston:

On the Petition of Beaufort T. Watts, praying compensation for services rendered the State:

On the Petition of Asa J. Muir, praying compensation for publishing election notices:

On the Account of Dr. J. E. Bignon against the State:

On the Petition of Robert Cox, praying compensation for boarding prisoners and guard:

On the Account of Charles Wilcox, Jailer:

On the Petition of M. Laborde, late Secretary of State, praying compensation for services rendered, for which no compensation is fixed by law:

On the Petition of R. Q. Pinckney, Secretary of State, praying compensation for services rendered, for which no compensation is fixed by law:

On the Petition of W. F. Arthur, late Secretary of State, praying compensation for services rendered, for which no compensation is fixed by law:

On the Account of William Cunningham:

On the Account of I. C. Morgan, for printing:

On the Account of T. W. Glover:

On the Account of William W. Purse, for work done in the Representatives Hall:

On sundry Accounts for mats, oil, &c., furnished for the use of the House of Representatives:

On the Petition of the Hon. John B. O'Neall, praying compensation for a slave executed:

On the Account of Benjamin Hart, for incidental expenses for the State House:

On the Petition of James Fuller, Messenger of the Appeal Court, praying for an additional salary on account of additional services:

On the Account of Dubose & Johnson, for furnishing the State Reports:

On the Account of George H. Pooser, late Sheriff of Orangeburgh District:

On the Accounts for Surveying, by Mellard & Parker, C. R. Parker, and Mellard, Murrray & Shuler:

On the Accounts for repairs done on the State House:

On the Account of A. H. Pemberton, for printing and advertising, Dec. 1843:

Which were placed in the General Orders of the day.

The House of Representatives sent to the Senate for concurrence,

The Report of the Committee on Vacant Offices of the House of Representatives, appointing Magistrates, Commissioners of Free Schools, and Commissioners of Public Buildings, throughout the State; which was referred to the Committee on Accounts and Vacant Offices; and Mr. D. DOUGLASS, from that Committee, submitted a Report; which was placed in the General Orders of the day.

Mr. BUCHANAN offered Resolutions providing for publishing the proceedings in the Courts against the Banks which suspended Specie payments; and they were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

The House of Representatives sent for concurrence the Report of the Committee on Claims, on the Account of John A. Stuart, for printing; which was referred to the Committee on Claims and Grievances; and Mr. DeTREVILLE, from that Committee, submitted a Report thereon, which was placed in the General Orders of the day.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

The Report of the Committee on the Judiciary, on the Report of the Attorney General and Circuit Solicitors, on District offices and officers, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The Report of the Committee on the College, Education and Religion, on the Message of his Excellency the Governor, in relation to unfinished rooms at the College, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

A Message was sent to the House of Representatives, asking leave to amend the Resolution of that House, directing the Commissioners of Public Buildings for Colleton District to sell the lot in Jacksonboro', on which the old jail stood, by adding thereto the following:

"That the Commissioners do sell the said lot to the highest bidder, on a credit of twelve months, taking bond and good security for the purchase money. The said bond to be made payable to the State of South-Carolina, and when taken, to be by the Commissioners lodged in the office of the Treasurer of the Upper Division."

The House of Representatives returned a Message granting leave, and the Resolution was amended accordingly, and was concurred in, and was returned to the House of Representatives.

The Senate sent a Message to the House of Representatives, asking leave to amend the Resolutions providing for the distribution of "Ruffin's Agricultural Survey of the State," by inserting after the words "Apprentices' Library Society," in the first Resolution, "five copies to the Charleston College Library." The House of Representatives sent a Message granting leave, and the Resolution was amended accordingly, and was concurred in, and was returned to the House of Representatives.

A Message was sent to the House of Representatives, asking leave to amend the Report of the Committee of Ways and Means of that House, on a Resolution of enquiry as to the expediency of paying the expenses of the

Board of Visiters of the Military Academies, by striking out the words "*military contingencies*" in the last part of the Resolution recommended by the Committee, for the purpose of inserting the following: "*of sixteen thousand and of eight thousand dollars to the said respective academies.*"

The House of Representatives returned a Message refusing leave; and on motion of Mr. McWILLIE, the Report of the Committee of Ways and Means was ordered to lie on the table.

A Message was sent to the House of Representatives, asking leave to amend a Resolution from that House, on the subject of advertising for the public printing, by striking out all after the word "*Resolved,*" to insert the following:

"That the Clerks of the two Houses advertise for proposals for the public printing of the General Assembly; and that they Report such proposals to their respective Houses on the first day of the next Session."

The House of Representatives returned a Message granting leave, and the Resolution was amended accordingly, and was concurred in, and was returned to the House of Representatives.

Messages were sent to the House of Representatives asking leave to amend the Report of the Committee on Privileges and Elections, appointing Managers and fixing places for the next General Elections, as follows:

"So much as relates to St. Paul's Parish, by striking out "*two days*" for the purpose of inserting "*one day;*" so that it will read "*St. Paul's Parish House one day:*" and by striking out "*votes to be counted at Rantowle's Tavern on the second day,*" for the purpose of inserting "The Managers to meet on the second day at Rantowle's, hold a poll at that place, count the votes, and declare the Election." To amend so much as relates to Union District, by inserting "*one Senator and,*" so that it will read, if amended, "one Senator and four Representatives to be elected:"

To amend so much thereof as relates to Barnwell District, by inserting after the words "four Representatives," "and a Tax Collector," so as to read "four Representatives and a Tax Collector to be elected;" and also to amend the same Report as relates to St. Luke's Parish, by inserting after the words "*Washington Coles*" the following: "*or at some other place convenient thereto.*"

The House of Representatives returned a Message, granting leave to the Senate to amend the Report in the several particulars requested, and the Report was amended accordingly, and was concurred in, and was returned to the House of Representatives.

The Senate at the hour of four o'clock, took a recess until six o'clock.

RECESS.

At the hour to which the Senate had taken a Recess, the President took the chair, and the Senate proceeded to business.

Mr. BOOZER presented the Report of the Joint Special Committee, to whom was referred the Report of the Committee of the House of Representatives on the Repairs of the Capitol. The Report asks leave to have the Committee discharged from the further consideration of the Report of the Committee of the House, and recommends concurrence in the first Resolution reported by that Committee, and an amendment, by striking out the second and third Resolutions, for the purpose of inserting the following as substitutes:

"*Resolved,* That a Committee be appointed on the part of the Senate, to

join the Committee of the House of Representatives on the Repairs of the Capitol, and that said Committee be charged with completing the repairs necessary to be done to the State House, with authority so to alter the roof thereof as to secure the building against fire: *Provided*, the cost of the said repairs shall not exceed the sum of five thousand dollars."

"*Resolved*, That the said Joint Committee also consider and Report to this Legislature at its next Session, as to the propriety of enclosing the grounds of the Capitol with permanent materials, also of removing the building in front of the South portico, and substituting another in a more fit place; also of erecting a fire proof building on the land attached to the State House, and removing the wooden buildings thereon, so as to secure the records of the two Houses, and the public Offices, and that said Joint Committee report in detail, the plan and cost which they may recommend."

A Message was sent to the House of Representatives, asking leave to strike out the Report of the Committee of the House, and to amend the Resolution as recommended by the Committee of the Senate. The House of Representatives returned a Message granting leave, and the Report was accordingly stricken out, and the Senate concurred in the Resolutions as amended, and they were returned to the House: Messrs. GREGG, MOSES and FELDER, were appointed the Committee on the part of the Senate, in pursance of the second Resolution.

The following Message was received from the House of Representatives:

IN THE HOUSE OF REPRESENTATIVES, *December* 19, 1843.

Mr. President and Gentlemen of the Senate:

The House asks leave of Senate to amend the Report of the Committee on Claims and Grievances, on the account of H. T. Franklin, Jailer of Fairfield, by striking out the words "forty-three dollars and thirty-eight cents," for the purpose of inserting "fourteen dollars and thirty-eight cents."

And also ask leave of Senate to amend the Report of the same Committee, on the Account of H. H. Kinard, late Sheriff of Newberry, by striking out the words "twenty nine dollars," and inserting "seven dollars and fifty cents."

By order of the House,

W. F. COLCOCK, *Speaker*.

The Senate returned a Message refusing leave to amend the Reports.

The following Reports from the House of Representatives were ordered to lie on the table:

The Report of the Committee on the Judiciary, on the Petition of Thomas Moore, praying to be released from so much of his Bond given for the purchase of a tract of Public Land as may be covered by an older grant:

The Report of the Committee on Education, on so much of the Governor's Message, No. 4, as relates to a division of the Professorship of Languages in the South Carolina College:

The Report of the Committee on Federal Relations, as to French Spoliations:

The Report of the same Committee, as to the Franking Privilege:

The Report of the same Committee, on the Distribution of the proceeds of the sales of the Public Lands:

The Report of the same Committee, on so much of the Governor's Message, No. 2, as relates to the sites of Fortifications in Charleston Harbor:

The Report of the same Committee on Repudiation:

The Report of the Committee of Ways and Means, in relation to the Dividends of the Rail Road Company.

The Senate proceeded to the

GENERAL ORDERS OF THE DAY.

The following Reports were ordered to lie on the table:

The Report of the Committee on the Lunatic Asylum and Medical Accounts, on the Report of the Medical Committee of the House of Representatives, on the Account of Dr. B. J. Williams, for a *post mortem* examination:

The Report of the same Committee, on the Report of the Medical Committee of the House of Representatives, on the Account of Dr. Alexander McLeod, for a *post mortem* examination;

The Report of the same Committee, on the Report of the Medical Committee of the House of Representatives, on the Account of Dr. T. C. Austin, for a *post mortem* examination:

The Report of the Committee on the College, Education and Religion, on that part of the Governor's Message, No. 2, relating to the Limestone Springs property, and the Report of the Commission.

The Committee on the Lunatic Asylum and Medical Accounts, was discharged from the further consideration of the Report of the Committee on the Lunatic Asylum of the House of Representatives, on the Petition of the Regents of the Lunatic Asylum, praying an appropriation for an additional building.

The Committee on Agriculture and Internal Improvements, was discharged from the further consideration of the Report of the Committee on Internal Improvements of the House of Representatives, on the Message, No. 5, of His Excellency the Governor, in relation to the Report of the Commissioner of Columbia.

The *favorable* Report of the Committee on Claims and Grievances, on the Report of the Committee on Claims of the House of Representatives, on the Petition of the Hon. John B. O'Neall, praying compensation for a slave executed, was disagreed to by the Senate.

The *favorable* Report of the same Committee, on the Account of Benjamin Hart, for incidental expenses for the State House, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The *unfavorable* Report of the Committee on Finance and Banks, on the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of D. W. McKay, praying payment of a debt due by the State; and

The *unfavorable* Report of the same Committee, on the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of Peter Vaught, Tax Collector of All Saints, to be refunded a double tax; and

The *unfavorable* Report of the same Committee, on the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of John Pintard, praying payment of a debt due by the State; were agreed to by the Senate.

The Report of the Committee of Ways and Means of the House of Representatives, on so much of the Governor's Message No. 1, as relates to the Public Debt, the Bank of the State, and upon other documents on the same subject, was before the Senate for consideration.

Mr. GREGG moved to disagree to that part of the Report which, referring to the system of finance, is in these words: "It places a large amount of funds at the control of the persons who direct the Bank, and while it exposes the action of the Legislature to an undue influence, if desired to be exercised, it stimulates in a wrong direction, the currency and credit of the country." This motion was afterwards withdrawn, and the Senate proceeded to consider the Resolutions reported by the Committee.

On the question of concurring in the first Resolution, which is in these words: "*Resolved,* That the system of borrowing money upon the public faith, for the purpose of lending out the same to individuals, is unsound in principle, and dangerous in practice:" the vote was taken by Yeas and Nays, and they are as follows:

Those who voted in the Affirmative, are:

The Hon. A. Patterson, President, Messrs. Aiken, Allston, Boozer, Boyce, Buchanan, Buford, Dargan, DeTreville, J. Douglass, Evins, Felder, Fickling, Gause Hanna, Higgins, Johnson, McWillie, Moses, J. S. Murray, W. M. Murray, Palmer, Rhame, Rhett, Rivers, Smart, C. R. Thomson, H. H. Thom- Walker, Willson and Young.—31.

In the Negative, Mr. Gregg.—1.

The Resolution was concurred in, and the Senate concurred in the remaining Resolutions, by a vote without the yeas and nays being taken on them.

Mr. J. DOUGLASS moved to disagree to the Report preceding the Resolutions; which was decided by Yeas and Nays, which are as follows:

Those who voted in the Affirmative, are:

Messrs. Allston, Buchanan, Dargan, J, Douglass, Gause, Gregg, Hanna, McWillie, J. S. Murray, W. M. Murray, Palmer, Rhame, Rhett, Rivers, Smart, C. R. Thomson and Walker.—17.

Those who voted in the voted in the Negative, are:

The Hon. A. Patterson, President, Messrs. Aiken, Boozer, Boyce, Buford, DeTreville, Evins, Felder, Higgins, Johnson, Moses, H. H. Thomson, Willson and Young.— 14.

The Report was therefore disagreed to, and a Message was sent to the House of Representatives, asking leave to strike out the Report. The House of Representatives returned a Message refusing leave. Mr. H: H. THOMSON then moved that the Senate recede, and it was agreed to, and the Report port was concurred in. A motion was made by Mr. HIGGINS, (in courtesy, as he stated, to those who desired it,) to reconsider the vote on concurring in the Report, but the motion was not agreed to, and the Report and Resolulutions were ordered to be returned to the House of Representatives.

A Message was sent to the House of Representatives, asking leave to amend the Report of the Committee on Vacant Offices, appointing Magistrates, Commissioners of Public Buildings, and other District officers, as follows: "By striking out Commissioners of Public Buildings for Lexington District, and inserting for the same District, Commissioners to approve the sureties of Public Officers, John Fox, West Caughman, Henry Hendrix, Michael Drafts, and Ephraim Corley:—Magistrate, A. T. Cumbaa, vice John Williams resigned:—Coroner, Jacob Harman, vice G. J. Hook: and for *Horry District, Charles F. Molloy, Coroner:* for St. Bartholomew's Parish, add Michael Hier, Magistrate.

The House of Representatives returned a Message granting leave to amend the Report, and it was amended accordingly, and was concurred in, and was returned to the House of Representatives.

The Senate concurred in and returned to the House of Representatives the following:

Reports of the Committee on Internal Improvements,

On the memorial of the Louisville Cincinnati, and Charleston Rail Road Company, in relation to the duty on Rail Road Iron:

On so much of the Governor's Message No 2, as relates to Mount Dearborn, and so much of the Report of the Superintendent of Public Works, as relates to the same subject:

On so much of the Report of the Superintendent of Public Works as relates to Lockhart's Canal:

On the Account of J. B. Earnest;

On the Exhibit of expenditures by the Superintendent of Public Works, from 1st December 1842, to February 1843:

Reports of the Committee on Public Buildings,

On the Presentment of the Grand Jury of Fairfield District, Fall Term, 1843, in relation to the Court House of that District:

Reports of the Committee of Ways and Means,

On the Report of the Secretary of State:

On the Petition of Sarah Smart, sen.:

On the Petition of Sarah Smart, jun.:

Report of the Committee on the Legislative Library,

On the Message No. 4, of his Excellency the Governor, in relation to books and documents in the State House:

Reports of the Committee on Pensions,

On the Petition of Abel Robins:

On the Petition of Sarah Morrow and Mary Morrow:

Report of the Medical Committee,

On the Petition of Dr. John H. Boatwright:

Report of the Delegation from St. Philip and St. Michael,

On the Petition of David Truesdell; and

On the Memorial of the Intendant and Wardens of Moultriville.

The Senate concurred in and returned to the House of Representatives, the Reports of the Committee of Ways and Means,

On the Petition of Bryant Weathersbee:

On the Petition of Samuel Meek:

On the Petition of Daniel Legare:

Reports of the Committee on Education,

On the Ludlam School Fund:

On the Report of P. J. Shand, Commissioner of the Deaf, Dumb, and Blind:

On the Return of the Commissioners of Free Schools throughout the State:

Reports of the Committee on Claims,

On the Account of William Cunningham:

On the Petition of Jacob Wyrick:

On the Account of R. Q. Pinckney, Secretary of State:

On the Account of Geo. H. Pooser:

On the Petition of Robert Cox:

On the Account of J. E. Bignon:

On the Account of A. H. Pemberton, for printing and advertising:

On the Account of I. C. Morgan:

On the Account of T. W. Glover, Clerk of the House of Representatives, for stationary furnished for the House of Representatives:

Report of the Delegation from St. John's, Berkley, and St. James', Goose Creek, on the division line between those Parishes.

The Senate concurred in and returned to the House of Representatives, the following:

Resolutions respecting the plat of the dividing line between the Parishes of St. George's, Dorchester, and St. James', Goose Creek:

Resolution directing the Comptroller General to furnish the Legislature a detailed annual statement of the public printing.

The Senate granted leave to Mr. BUCHANAN to withdraw the Petition of Jacob Bookman, and others.

On motion of Mr. ALLSTON, it was

Resolved, That he have leave to withdraw the vouchers accompanying the annual Account of the Rev. P. J. Shand, Commissioner of the Upper Division for the Deaf Dumb and Blind fund.

The Senate concurred in and returned to the House of Representatives the Reports of the Committee on Claims,

On the Petition of John G. Smith, and others:

On the Account of John A. Stuart:

On the Account of W. F. Arthur:

On the Account of M. Laborde:

On the Account of the Repairs for the State House;

On the Account for oil, mats &c., for the Representatives Chamber:

On the Petition of B. T. Watts:

On the Account of A. J. Muir:

On the Account of the Clerk of the Court of Appeals:

On the Account of C. Wilcox, Jailer:

On the Account of W. W. Purse:

On the Account of Mellard, Parker, and others:

On the Account of James Fuller:

On the Account of Dubose and Johnston.

Mr. YOUNG from the Committee on Incorporations and Engrossed Acts, reported that the Acts which had passed the General Assembly had been Engrossed and were now ready for ratification, and the Committee further reported, that "A Bill to amend the first Section of the third Article of the Constitution," which had been read three times in both Houses of the Legislature, and had been agreed to by two-thirds of the whole representation therein, had also been Engrossed and was now ready for the certificate of the President of the Senate and the Speaker of the House of Representatives.

Mr. YOUNG, the Chairman of the same Committee, called the attention of the Senate to the fact, that after the Acts had been Engrossed it had been discovered that the second section of "an Act to provide compensation to the owners of slaves executed," was partly erased, while the marginal references left doubt whether the clause had been stricken out, and the section had been retained in the Act as it was Engrossed.

A Message was thereupon sent to the House of Representatives, asking leave to recommit this Act to the Engrossing Committees. The House of Representatives returned a Message refusiug leave.

A Message was thereupon sent to the House of Representatives, asking leave to strike out "An Act to provide compensation to the owners of slaves executed," from the Report of the Joint Commitees on Engrossed Acts. The House of Representatives returned a Message refusing leave.

The PRESIDENT then, on motion of Mr. ALLSTON, submitted to the Senate the question, whether the Act referred to had been duly passed, in conformity with the provisions of the Constitution, and it was decided in the Affirmative.

The House of Representatives returned to the Senate with its concurrence, the following Reports:

Of the Committee on Agriculture and Internal Improvements,

On the Account of the Superintendent of Public Works:

On the Petition of Dr. T. Moore:

Of the Lunatic Asylum and Medical Accounts, on the Reports of the Regents of the Asylum:

Of the Military and Pensions, on the Petition of Nancy Fry:

The Report of the Delegation from St. John's, Berkley, and St. James, Goose Creek, on the Report of the Commissioners to run the line between those Parishes:

The Reports of the Committee on Finance and Banks,

On the Petition of Daniel Legare:

On the Petition of Wm. McKenna:

On the Petition of A. C. Bomar: and

On the Disbursement of the Transient Poor Fund of Georgetown:

The Reports of the Judiciary Committee,

On a Resolution as to the disposition made of the Statutes at Large:

On the Report of the Attorney General and Circuit Solicitors:

The Report of the Joint Committee on Accounts, on the Report of the Comptroller General, on the Contingent Accounts against the Lower Division of the Treasury:

The Report of the Committee on the College, Education and Religion, on the Governor's Message No. 4, relating to the unfinished rooms in the College buildings:

Report of the Joint Special Committee appointed to examine the contingent accounts of his Excellency the Governor:

The Reports of the Committee on Claims and Grievances,

On the Account of A. Campbell, Surveyor:

On the Account of Samuel Weir:

On the Account of Benj. Hart:

On the Account of Alexander Fewell:

On the Account of H. H. Kinard:

On the Account of W. N. Barnett:

On the Account of John A. Stuart:

On the Account of E. C. Shirley and others: and

On the Account of A. H. Pemberton.

The House of Representatives also returned to the Senate, the following Resolutions, in which it had concurred:

Resolution directing the Comptroller General to postpone a suit against A. D. Hilliard:

Resolution for copying and filing the Catawba Indian Treaty:

Resolution as to the Free School Fund for Prince William's Parish:

Resolution providing for publishing the names and residences of Commissioners of Deeds appointed under the Act of 1834:

Resolution for appointing two additional Commissioners of the Roads Darlington District:

Resolution providing for printing the arguments and decision in reference to the Banks:

Resolution appointing a Commissioner of Public Buildings for Sumter District:

Resolution providing for retaining the Appeal Court Library in Charleston: and

Resolution providing for printing the Special Reports of the President of the Bank of the State and Comptroller General.

A verbal Message was sent to the House of Representatives, by the Clerk, informing the House of Representatives that the Senate had disposed of the business before it, and was now ready to proceed to ratify the Acts passed at the present session of the General Assembly.

The House of Representatives, thereupon, with the Speaker and its Officers, attended in the Senate Chamber, and the two Houses of the Legislature proceeded to ratify the following Acts:

1. An Act to raise supplies for the year commencing in October one thousand eight hundred and forty-three.

2. An Act to make appropriations for the year commencing in October, one thousand eight hundred and forty-three.

3. An Act to incorporate the Village of Walterborough, and for other purposes therein mentioned.

4. An Act to vest in Mary Wolfe, the right to certain property.

5. An Act to authorize the Superintendent of Public Works, to dispose of certain lands belonging to the State.

6. An Act prescribing the duties of certain officers in the collection of supplies, the payment of salaries, and for other purposes.

7. An Act to amend the 2d Section of an Act to convert the Arsenal at Columbia, and the Citadel and Magazine in and near Charleston, into Military Schools.

8. An Act to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted.

9. An Act to authorize the Superintendent of Public Works to sell to Wilson Barton a tract of the State's land.

10. An Act supplementary to an Act, entitled "An Act to give the Commissioners of the Poor for the several Districts and Parishes of this State, power to purchase lands and build Poor Houses thereon, for the support and maintenance of the poor of said Districts and Parishes," passed on the 16th day of December, 1824.

11. An Act regulating Hawkers and Pedlars.

12. An Act to establish the office of Assayer.

13. An Act to alter the times of the sitting of the Courts of Equity in the third Circuit, and to establish a Court of Equity in Horry District.

14. An Act to increase the penalty for concealing or carrying away any slave accused of a capital crime.

15. An Act to restore to each branch of the Legislature the right of enquiring into the finances of the State.

16. An Act to amend an Act to provide against the suspension of specie payments by the Banks of this State.

17. An Act to vest in Rebecca Burdell and her children, the right of the State to the escheated property of Charles Ellis.

18. An Act to incorporate a Provident Institution for savings in the city of Charleston.

19. An Act to vest the real estate of Ehler H. Osterholtz in John D. W. Schroder.

20. An Act to authorize the Superintendent of Public Works to convey to Daniel McCullough all the right and title of the State to the Mount Dearborn tract of land.

21. An Act to alter and amend the Patrol Law.

22. An Act to establish certain Roads, Bridges and Ferries.

23. An Act to provide for the payment of a portion of the Public Debt.

24. An Act to inflict capital punishment on slaves and free persons of color who may commit a certain offence.

25. An Act to amend the Law in relation to actions commenced by writ of Foreign attachment.

26. An Act to authorize the formation of a Regiment of Artillery in the Parishes of St. Philip and St. Michael.

27. An Act to authorize the formation of a new Volunteer Company within the limits of the 23d Regiment of Infantry.

28. An Act to vest in the administrator of John Young, the interest of the State in certain real estate, and for other purposes.

29. An Act to change the name and style of the Louisville, Cincinnati and Charleston Rail Road Company, and to provide for uniting therewith the South-Carolina Canal and Rail Road Company, and for other purposes therein mentioned.

30. An Act to authorize office copies of deeds in certain cases, to be given in evidence.

31. An Act to vest the Columbia Canal in Frederick William Green for the term of twenty-one years.

32. An Act to reduce the capital of the Charleston Insurance and Trust Company.

33. An Act to amend an Act entitled an Act to authorize the sale of the real estate of Alexander Downer, deceased, and for other purposes.

34. An Act to establish an Inspection and Ware House at Hamburg, in Edgefield District.

35. An Act to provide compensation to the owners of slaves executed.

36. An Act to amend the Law in relation to recording mortgages and to regulate the lien thereof.

37. An Act to permit Andrew O'Brien, an alien, to apply for admission to practice in the Courts of Law and Equity in this State.

38. An Act to regulate the sittings of the Courts of Appeals, and for other purposes.

A Bill to alter and amend the First Section of the third Article of the Constitution, was also certified by the President of the Senate and Speaker of the House of Representatives to have been read three times in both branches of the Legislature, and to have been agreed to by two-thirds of the whole representation in each Branch voting in favor of its passage.

The President left the chair, and Mr. MOSES was called to his place.

Mr. DARGAN offered the following Resolution, which was unanimously agreed to:

Resolved, That the thanks of the Senate be tendered to the Honorable ANGUS PATTERSON, for the faithful, able, impartial and courteous man-

ner in which he has discharged the duties of his office as President of the Senate.

The PRESIDENT resumed the chair, and returned his acknowledgments as follows:

GENTLEMEN:—For the kind terms in which you have been pleased to express your approbation of my official conduct I tender you my thanks. If the duties of the chair have been discharged satisfactorily to the Senate, the highest object of my ambition has been attained. I cannot however, flatter myself that my official conduct has been entirely unexceptionable. In the despatch of business, little time is allowed the presiding officer for deliberation or reflection, and the deportment of the chair may have occasionally seemed to be uncourteous. If any departure from propriety has been remarked in my conduct, I beg leave to assure you that it did not arise from any wilful disregard of the feelings of this body, or of any individual member; for all of whom, individually and collectively, I have cherished sentiments of the most unfeigned respect; and with such sentiments, gentlemen, I beg you to accept my thanks for your indulgence and support, and my best wishes for your prosperity and happiness.

A Message was sent to the House of Representatives, informing that House that the Senate had now disposed of the business of the General Assembly, and was ready to adjourn SINE DIE. A Message to the same effect was received from the House of Representatives; and

On motion of Mr. JOHN DOUGLASS,

The Senate adjourned SINE DIE.

ERRATA.

PAGE 30, *line* 40, for "No. 1," read No. 2.

" 52, " 7, for "H. W. Thomson," read, H. H. Thomson.

" 69, " 14, after "Goose Creek," read, *to elect an additional Commissioner.*

" 79, last line, for "third" read *second.*

" 84, and 89.—The 10th paragraph, on page 89, commencing, "A Bill to amend an Act entitled, "An Act to provide against the Suspension of Specie payments," &c., should precede the *last* paragraph on page 84, respecting the same Bill.

PAGE 86, *line* 11, for "John Graham," read, *James* Graham.

" 87, between 4th and 5th lines, insert, *Reports of the Committee of Ways and Means.*

" 90, between 2nd and 3rd lines, insert, *The House of Representatives sent to the Senate.*

" 95, line 1st, for "David Legare," read, *Daniel* Legare.

" 100, line 38, for "D. W. McKay," read, D. L. McKay.

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BILLS ORIGINATING IN THE SENATE,

WHICH WERE NOT PASSED BY THE LEGISLATURE.

A Bill to alter and amend the fifth section of an Act entitled an Act to re-organize the Courts of Law of this State, and to alter the times of the sittings of the Courts of Appeals, and the Courts of Errors, and also, of the Courts of Equity, in certain Districts of this State; introduced by Mr. Rhett, on leave of Senate; received a first reading; ordered to be printed, and to be referred to the Committee on the Judiciary, 21
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introduced by Mr. Rhame, by leave of Senate ; received a first reading, and referred to the Committee on Roads and Buildings, 22
That Committee discharged, and referred to the Committee on Agriculture and Internal Improvements, 48
That Committee discharged, 62
And Bill ordered to lie on the table, 62

A Bill to repeal the seventh section of an Act entitled an Act concerning the office and duties of Ordinary ; introduced by Mr. Jeter, by leave of the Senate ; read the first time, and referred to the Committee on the Judiciary, and ordered to be printed, 30
Unfavorable Report of the Committee, agreed to, and the Bill was rejected, 71

A Bill to provide for the Election of an additional Judge of the Courts of General Sessions and Common Pleas ; reported by the Joint Special Committee ; read the first time, and ordered for a second reading to-morrow, and to be printed, 33
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Called up, and made the Special Order for Monday following, at 1 o'clock, 48
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Amendment offered, and rejected by Yeas and Nays, and the Bill was rejected by Yeas and Nays, 57

A Bill to amend an Act entitled an Act to provide against the suspension of specie payments by the Banks of this State ; reported by the Committee on Finance and Banks ; read the first time, and ordered to be printed, 37
On the second reading, amendments offered and rejected by Yeas and Nays, and Bill agreed to by Yeas and Nays, and sent to the House of Representatives, 54

A Bill to repeal so much of the Acts of 1827 and 1829, as requires Sheriffs to Schedule Executions, on final process, and for other purposes ; introduced by Mr. Witherspoon, on leave granted ; read the first time, and referred to the Committee on the Judiciary, 41
Report, unfavorable, 60
Report agreed to, and the Bill was rejected, 67

A Bill to regulate the auditing of Contingent Accounts against the State ; introduced by Mr. Buchanan, by leave of Senate ; read the first time, and referred to the Committee on the Judiciary, 45
Report, favorable, and Bill ordered to be printed, &c., 49
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A Bill to alter and amend the law in relation to the duties of Commissioners of Public Buildings ; introduced by Mr. David, by leave of Senate ; read the first time, and referred to the Committee on the Judiciary, 48
Report, unfavorable, 60
Report agreed to, and the Bill was rejected, 67

A Bill to facilitate the prosecution of suits, and the collection of debts, by the Bank of the State of South Carolina, and its Branches ; reported by the Committee on Finance and Banks ; read the first time,

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A Bill to suppress Bank Bills of a less denomination than five dollars; reported by the Committee on Finance and Banks, to which had been referred certain Resolutions in relation to the Bank of the State; read the first time, and ordered for a second reading to-mor-morrow, 61
On the second reading, the further consideration of the Bill was postponed to the first day of January next, by Yeas and Nays, 68

A Bill to amend the law in relation to Recording Mortgages, and to regulate the lien thereof; introduced by Mr. Boyce, by leave of the Senate; received a first reading, and referred to the Committee on the Judiciary, 28
Note.—The Bill which passed was from the House of Representatives.

BILLS ORIGINATING IN THE HOUSE OF REPRESENTATIVES,

WHICH WERE NOT PASSED BY THE LEGISLATURE.

A Bill to prevent the holding of females to bail in civil cases; received the first reading, and referred to the Committee on the Judiciary, 32
Report. favorable, 38
Bill rejected on the second reading, 55–6

A Bill to amend the Constitution of the State by limiting the power of the Legislature to contract debt; received the first reading, and referred to the Committee on Finance and Banks, 44
Report, favorable, and Bill and Report ordered to be printed, 49
Rejected on the second reading; two thirds of the whole representation in the Senate not having voted in the affirmative, 76

A Bill to amend the law in relation to sole traders; received the first reading, and referred to the Committee on the Judiciary, 51
Report, unfavorable, 55
Report agreed to, and the Bill was rejected, 63

A Bill to alter an Act entitled an Act concerning the office and duties of Magistrates; read the first time, and referred to the Committee on the Judiciary, 64
Unfavorable Report of the Committee agreed to, and the Bill was rejected, 71

A Bill to release the right and interest of the State in the personal property of Frederick Joseph Wallern, to the heirs of George Stairley, and of Elizabeth Catharine Long; read the first time, and referred to the Committee on the Judiciary, 65
Unfavorable Report, and Bill ordered to lie on the table, 80

A Bill to give to the Ordinary the power to sell or divide Real Estate, when the value thereof does not exceed two thousand dollars, and for other purposes; read the first time, and referred to the Committee on the Judiciary, 65

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That Committee discharged, and referred to the Committee on Agriculture and Internal Improvements, 48
That Committee discharged, 62
And Bill ordered to lie on the table, 62

A Bill to repeal the seventh section of an Act entitled an Act concerning the office and duties of Ordinary ; introduced by Mr. Jeter, by leave of the Senate ; read the first time, and referred to the Committee on the Judiciary, and ordered to be printed, 30
Unfavorable Report of the Committee, agreed to, and the Bill was rejected, 71

A Bill to provide for the Election of an additional Judge of the Courts of General Sessions and Common Pleas ; reported by the Joint Special Committee ; read the first time, and ordered for a second reading to-morrow, and to be printed, 33
Ordered to lie on the table, 43
Called up, and made the Special Order for Monday following, at 1 o'clock, 48
Taken up, and ordered to lie on the table, 55
Amendment offered, and rejected by Yeas and Nays, and the Bill was rejected by Yeas and Nays, 57

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Ordered to lie on the table, 67
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Ordered to lie on the table, 75–6

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Unfavorable Report, and Bill ordered to lie on the table, 80

A Bill to give to the Ordinary the power to sell or divide Real Estate, when the value thereof does not exceed two thousand dollars, and for other purposes; read the first time, and referred to the Committee on the Judiciary, 65

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A Bill to regulate the sittings of the Courts of Appeals, and for other purposes. (*Note.*—The title, as it originated in the House of Representatives, and was sent to the Senate, was) "A Bill to authorize and require the Courts of Appeal, when engaged in hearing cases from that Circuit, to sit in Charleston;" read the first time, and referred to the Committee on the Judiciary, 36
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A Bill to incorporate a Provident Institution for Savings, in the City of Charleston; read the first time, and referred to the Committee on Finance and Banks, 40
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A Bill to vest the real estate of Ehler H. Osterholtz in John D. W. Schroder; read the first time, and referred to the Committee on the Judiciary, 49
Report favorably, 49
Read the second time, and returned to the House of Representatives, 56
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A Bill to alter and amend the first section of the Third Article of the Constitution; read the first time, and made the Special Order for Tuesday following, 48
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A Bill to permit Andrew O'Brien, an alien, to apply for permission to practice in the Courts of Law and Equity, in this State; read the first time, and referred to the Committee on the Judiciary, 48
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A Bill to amend the law in relation to recording Mortgages, and to regulate the lien thereof; read the first time, and referred to the Committee on the Judiciary, 48

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A Bill to change the name of the Louisville, Cincinnati and Charleston Rail Road Company, and to unite the same with the South-Carolina Canal and Rail Road Company, and for other purposes; read the first time, and referred to the Committee on Incorporations and Engrossed Acts, 54
Report favorably, 60
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On the third reading, Message sent to the House of Representatives, asking leave to strike out the third section: leave granted; Bill amended accordingly; returned to the House of Representatives, 81

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Read the second time, and returned to the House of Representatives, 78
Received a third reading, and returned to the House of Representatives, 82

A Bill to establish an Inspection and Ware House at Hamburg in Edgefield District; read first time, and referred to the Committee on the Judiciary, 58
Read second time, and returned to House of Representatives, 71
Read third time, and returned to House of Representatives, 81

A Bill to amend an Act entitled an Act to provide against the suspension of Specie payments by the Banks of this State; read first time, and referred to the Committee on Finance and Banks, 58
Read second time, and returned to House of Representatives, 71
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A Bill to incorporate certain Societies, and Companies, and to renew and amend certain charters heretofore granted; read first time and referred to the Committee on Incorporations and Engrossed Acts, 58
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A Bill to reduce the capital of the Charleston Insurance and Trust Company; read the first time, and referred to the Committee on Incorporations and Engrossed Acts, 58
Report favorably, 60
Read second time, and returned to House of Representatives, 71
Read third time, and returned to House of Representatives, 81

A Bill to vest in Frederick Wm. Green, the Columbia Canal for twenty-one years; read first time, and referred to the Committee on Agriculture and Internal improvements, 59
On second reading, indefinite postponement moved, and motion lost by Yeas and Nays—and Bill received second reading and returned to House of Representatives, 76, 77
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A Bill prescribing the duties of certain officers in the collection of supplies, the payment of salaries, and for other purposes; read first time, and referred to the Committee on Finance and Banks, 59
Read second time, and returned to House of Representatives, 74
Received third reading, and returned to House of Representatives, 81

A Bill to raise supplies for the year commencing in October, one thousand eight hundred and forty-three; read the first time, and referred to the Committee on Finance and Banks, 64
Read second time, and returned to House of Representatives, 71
Read third time, and returned to House of Representatives, 81

A Bill to authorize the formation of a new Volunteer Company within the limits of the 23d Regiment of Infantry; read the first time, and referred to the Committee on the Military and Pensions, 64
Read second time, and returned to House of Representatives, 71
Read third time, and returned to House of Representatives, 81

A Bill to authorize the formation of a Regiment of Artillery in the Parishes of St. Philip and St. Michael; read the first time and referred to the Committee on the Military and Pensions, 64
Read second time, and returned to House of Representatives, 71

A Bill to authorize office copies of deeds, in certain cases, to be given in evidence; read first time, and referred to the Committee on the Judiciary, 65
Read second time, and sent to House of Representatives, 78
Received third reading, and returned to House of Representatives, 82

A Bill to establish certain Roads, Bridges and Ferries; read first time, and referred to the Committee on Roads and Buildings, 65
Received second reading, and returned to House of Representatives, 71
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State, power to purchase lands and build poor houses thereon, for the support and maintenance of the Poor of said Districts and Parishes, passed on the sixteenth day of December, 1826; read the first time, and referred to the Committee on the Judiciary, 79
Read the second time, and returned to the House of Representatives, 80
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A Bill to authorize the Superintendent of Public Works to sell to Wilson Barton a tract of the State's land; read first time, and referred to the Committee on Agriculture and Internal Improvements, 71
Read second time, and returned to House of Representatives, 79
Received third reading, and returned to House of Representatives, 82

A Bill to amend the second section of an Act to convert the Arsenal at Columbia, and the Citadel and Magazine in and near Charleston, into Military Schools; read first time, and referred to the Committee on the Military and Pensions, 71
Read second time, and returned to the House of Representatives, 79
Received third reading, and returned to House of Representatives, 82

A Bill to provide compensation to the owners of slaves executed; read the first time, and referred to the Committee on the Judiciary, 72
Read second time, and returned to House of Representatives, 79
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A Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-three; read the first time, and referred to the Committee on Finance and Banks, 72
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A Bill to provide for the payment of a portion of the Public Debt; read first time, and referred to the Committee on Finance and Banks. 72
Read second time, and returned to House of Representatives, 80
Received third reading, and returned to House of Representatives, 83

A Bill to alter the times of the sittings of the Courts of Equity for the third circuit, and to establish a Court of Equity in Horry district; read first time, and referred to the Committee on the Judiciary, 72

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Read second time, and returned to House of Representatives, 79
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A Bill to vest in the administrator of John Young, the interest of the State in certain real estate, and for other purposes; read first time, and referred to the Committee on the Judiciary, 72
Read second time, and returned to House of Representatives, 80
Received third reading, and returned to House of Representatives, 83

A Bill to alter and amend the Patrol Law; read the first time, and referred to the Committee on the Military and Pensions, 72
Read second time, and returned to House of Representatives, 79
Received third reading, and returned to House of Representatives, 82

A Bill to authorize the Superintendant of Public Works to convey to Daniel McCullough all the right and title of the State to the Mount Dearborn tract of land; read first time, and referred to the Committee on Agriculture and Internal Improvements, 73
Read second time, and returned to House of Representatives, 79
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A Bill to amend an Act entitled an Act to authorize the sale of the real estate of the late Alexander Downer, deceased, and for other purposes; read first time, and referred to the Committee on the Judiciary, 74
Read the second time, and returned to the House of Representatives, 80
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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF SOUTH-CAROLINA.

BEING THE

ANNUAL SESSION OF 1843.

COLUMBIA, S. C.,
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1843.

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF SOUTH-CAROLINA.

MONDAY, NOVEMBER 27, 1843.

General Assembly of the State of South-Carolina, begun and held at the Capitol at Columbia, on the twenty-seventh day of November, in the year of our Lord, one thousand eight hundred and forty-three, being that fixed by the Constitution for the meeting of the General Assembly. The Hon. WM. F. COLCOCK, the Speaker, (and Member from Prince William's,) and the following Members of the House of Representatives, appeared and took their seats:

From Abbeville.—Messrs. JOHN B. BLACK, DICKSON, PERRIN, PRESSLY and JOEL SMITH.

From Barnwell.—Messrs. J. G. BROWN and GEORGE R. DUNBAR.

From Chesterfield.—Messrs. BLAKENEY and STEPHEN JACKSON.

From Christ Church.—Mr. ANDREW HIBBEN.

From Claremont.—Mr. M. P. MAYES.

From Clarendon.—Messrs. J. L. MANNING and H. J. SMITH.

From Chester.—Messrs. F. W. DAVIE, N. R. EAVES and THOS. MCLURE.

From Darlington.—Messrs. A. D. SIMS and ISAAC D. WILSON.

From Edgefield.—Messrs. GEORGE BOSWELL, R. C. GRIFFIN, J. O. NICHOLSON, J. SHEPPARD, and M. L. BONHAM.

From Fairfield.—Messrs. E. G. PALMER, J. D. STROTHER, W. J. ALSTON and O. WOODWARD.

From Greenville.—Messrs. ROBERT COX, J. C. SULLIVAN and HENRY SMITH.

From Horry.—Mr. G. GOWIN.

From Kershaw.—Messrs. JAMES CHESNUT, Jr., and J. P. DICKINSON.

From Lancaster.—Messrs. J. P. CROCKETT and B. S. MASSEY.

From Laurens.—Messrs. WM. IRBY, J. S. RODGERS, JOHN SMITH and CHARLES WILLIAMS.

From Lexington.—Messrs. HENRY ARTHUR and P. QUATTLEBUM.

From Marion.—Messrs. HENRY DAVIS, W. B. ROWELL and JOSEPH A. JOLLY.

From Marlborough.—Messrs. WILLIAM J. COOK and E. P. ERVIN.

From Newberry.—Messrs. JAMES GRAHAM, C. B. GRIFFIN and J. H. KING.

From Orange.—Messrs. D. F. JAMISON and J. G. GUIGNARD.

From Pendleton.—Messrs. JAMES M. BARTON, JOHN T. BROYLES, YOUNG DAVIS, C. L. GAILLARD, J. M. MCELROY, JOHN C. MILLER and THOMAS J. PICKENS.

From Prince George, Winyaw.—Messrs. J. IZARD MIDDLETON and J. R. SPARKMAN.

From Richland.—Messrs. JOSEPH A. BLACK, WILLIAM F. DESAUSSURE, JOHN ENGLISH and WILLIAM M. MYERS.

From Spartanburg.—Messrs. GABRIEL CANNON, TENCH C. CARSON, J. E. HENRY, THOMAS LITTLEJOHN and J. PINCKNEY MILLER.

From St. Bartholomew's.—Messrs. M. E. CARN, B. G. O'BRYAN and J. M. RAYSOR.

From St. George's, Dorchester.—Mr. DAVID GAVIN.

From St. James', Santee.—Mr. JOHN BLAKE.

From St. Thomas' and St. Dennis'.—Mr. J. B. POYAS.

From St. John's, Berkley.—Messrs. A. J. HARVEY and P. P. PALMER.

From St. Johns', Colleton.—Messrs. PAUL C. GRIMBALL and W. J. WHALEY.

From St. Philips' and St. Michael's.—Messrs. J. A. ASHBY, G. B. ECKHARD, EDWARD FROST, C. B. NORTHROP, W. D. PORTER, EDWARD SEBRING, R. W. SEYMOUR, JAMES SIMONS, P. DELLA TORRE, JAMES M. WALKER, B. F. HUNT and J. D. YATES.

From Union—Messrs. THOS. BOWKER, W. H. GIST and JAMES LONG.

From Williamsburg.—Mr. JAMES L. MOUZON.

From York.—Messrs. R. T. ALLISON, W. C. BLACK, A. HARDIN and J. S. SITGREAVES.

From St. Peter's.—Mr. LARTIGUE.

A quorum being present, the Speaker took the Chair, when the Journal of the last day's proceedings of the last session was read.

The SPEAKER announced to the House, that a vacancy having occurred in the Election District of St. Luke's since the last meeting of the General Assembly, by the death of Mr. ALBERT RHETT, he had, agreeably to the provisions of the Constitution, issued a writ to fill said vacancy.

The SPEAKER submitted to the House, the resignation of WILLIAM BASKINS, Messenger; and the House proceeded forthwith to an election to fill said vacancy.

On motion of Mr. DAVIE, a Committee was appointed to wait on his Excellency the Governor, and inform him, that a quorum had assembled, and that the House was ready to receive any communication he may be pleased to make.

The SPEAKER appointed the following gentlemen of the Committee: Messrs. DAVIE and BONHAM.

On motion of Mr. E. G. PALMER,

Resolved, That the use of this Hall be granted to the State Agricultural Society during this week.

Mr. YATES presented the Petition of the German Riflemen, praying to be incorporated; and

The Petition of the South-Carolina Light Artillery, praying to be incorporated; which were referred to the Committee on Incorporations; also

The Petition of the Societe Frangais of the City of Charleston, praying for a renewal of their Charter; which was referred to the same Committee.

Mr. ECKHARD presented the Return of the Commissioners of Free Schools for the Parishes of St. Philip and St. Michael, for 1843; which was referred to the Committee on Education; also

The Abstract of the Expenditures for the City and Transient Poor in the City of Charleston; which was referred to the Committee of Ways and Means; and

The Petition of the Clerk of the Court of Appeals, praying compensation for additional services; which was referred to the Committee on the Judiciary.

Mr. DAVIE, from the Committee appointed to wait upon his Excellency the Governor, reported that they had performed the duty assigned them, and that the Governor would communicate to the House at 12 o'clock, M., to-morrow.

Mr. R. C. GRIFFIN presented the Petition of Lydia Carter, praying to be placed on the Pension List; which was referred to the Committee on Pensions.

Mr. JOSEPH A. BLACK presented the Petition of Jacob Wyrick, praying compensation for a slave executed; which was referred to the Committee on Claims.

Mr. CARN presented the Petition of Dr. Emanuel Witsell, praying that the Jacksonboro' Ferry may be re-chartered and vested in him; and

The Petition of John Rumph, praying for the charter of Sullivan's old Ferry; which were referred to the Committee on Roads, Bridges and Ferries; also

The Petition of Dr. Cotesworth Pinckney, praying compensation for professional services rendered a prisoner in jail; which was referred to the Committee on Claims; also

The Return or the Commissioners of Free Schools for St. Bartholomew's Parish; which was referred to the Committee on Education; and

The Memorial of the Intendant and Wardens of the Town of Walterboro', praying a new charter with certain amendments; which was referred to the Committee on Incorporations.

Mr. CARN submitted the Presentments of the Grand Jury of Colleton District, for Spring and Fall Terms, 1843.

So much as relates to the Bank of the State of South-Carolina, was referred to the Committee of Ways and Means:

So much as relates to the Court House and Jail, was referred to the Committee on Public Buildings:

So much as relates to a violation of the Law of Estrays and *femme* sole traders, was referred to the Committee on the Judiciary:

So much as relates to free colored Debtors, was referred to the Committee on Colored Population:

So much as relates to Buckhead Causey, and the Public Roads, was referred to the Committee on Roads, Bridges and Ferries.

Mr. JAMES J. WILSON, elected to fill the vacancy in the representation of Barnwell District, occasioned by his resignation at the last Session of the General Assembly, produced his credentials, was sworn and took his seat.

Mr. PERRIN presented the Petition of Elizabeth Conner, praying to be refunded a double tax; which was referred to the Committee of Ways and Means: also,

The Petition of Edward Collier, with a similar prayer; which was referred to the same Committee: also

A Petition to incorporate the Methodist Protestant Mount Zion Church, of Abbeville District; which was referred to the Committee on Incorporations; also

The Petition of Christiana Toulon, praying an increase of Pension; which was referred to the Committee on Pensions; also

The Petition of sundry citizens of Abbeville, praying for an addditional place of Election; which was referred to the Committee on Privileges and Elections.

Mr. PERRIN also presented the Return of the Receipts and Expenditures of the Estate of Dr. John De La Howe; which was referred to the Committee on Education.

Mr. PORTER presented the Petition of sundry citizens of Charleston, praying that a Savings Institution may be incorporated in the City of Charleston; which, on motion of Mr. DAVIE, was referred to the Committee of Ways and Means.

Mr. WALKER presented the Memorial of the President and Directors of the Bank of South-Carolina, asking leave to accept the provisions of the Act of 1840; which was referred to the Committee of Ways and Means; also

The Petition of Charles Hughes, praying for a Charter of a Ferry over Edisto River, at Jacksonboro'; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. ALLISON, from the Committee appointed to count the ballots cast for Messenger. reported, that no candidate had received a majority, and that consequently, there was no election.

The House then proceeded to a second ballot for Messenger.

Mr. HENRY presented the Protest of the Commissioner of the fifth division of the highways of Spartanburgh District, respecting a road in said District; and

Mr. KING presented the Petition of sundry citizens of Newberry District, praying that the Commissioners of Roads may be elected by the people; which were referred to the Committee on Roads, Bridges and Ferries.

Mr. BROWN obtained leave to withdraw the Petitions of Drs. Hagood and Duncan, for medical services rendered a lunatic pauper, presented at the last Session of the General Assembly.

On motion of Mr. HENRY, a Message was ordered to be sent to the Senate, informing that body, that a quorum of the House of Representatives had assembled and proceeded to business.

Mr. HENRY gave notice, that on Thursday next he will ask leave to introduce a Bill to extend the jurisdiction of Magistrates, in cases arising on Contracts.

Mr. HENRY submitted the following Resolutions, which were agreed to:

Resolved, That the Committee on the Judiciary be instructed to enquire into the expediency of changing the law, so as to prevent the holding of females to bail in civil cases, and that they report accordingly.

Resolved, That the same Committee be instructed to enquire into the expediency of changing the Constitution, so as to limit the tenure of Judges' Offices to a certain age, in all cases hereafter, and that they report accordingly.

Resolved, That the same Committee be instructed to enquire into the expediency of abolishing the punishment of *death* in all cases whatsoever, and should they determine that no change in the penalties of the criminal code is necessary, that they then enquire into the expediency of regulating by law the execution of criminals, so that the same may be done in private, and that they report accordingly.

Resolved, That the Committee on Privileges and Elections be instructed to enquire into the expediency of so amending the Constitution, as to give only one day to the General Elections hereafter, and that they report accordingly.

Resolved, That the Special Committee of the last Session, charged with the arrangement of the Judicial Circuits of this State, is hereby re-appointed, and that said Committee be instructed to enquire into the expediency of so

amending the law establishing the Law Circuits, as to make it possible for the Judges to comply with the Act of the Legislature, and report accordingly.

Resolved, That the Committee on the Judiciary be instructed to enquire into the expediency of giving, by law, to complainants in Equity, the right of cross-examination of the defendants in open court, and that they report accordingly.

Resolved, That the same Committee be instructed to enquire into the expediency of securing, by law, to married women, their rights of property acquired either before or during coverture, and that they report accordingly.

Resolved, That the same Committee be instructed to enquire into the expediency of establishing in each Judicial District a "Register's Office," wherein may be registered all marriages, deaths and births occurring in such district; which register shall be received in evidence by all the Courts of Law and Equity in this State, to the same extent as registration is received in evidence in the English Courts, and that they report accordingly.

Mr. DAVIE gave notice, that he will ask leave on Wednesday next, to introduce a Bill to limit the power of the Legislature to contract debt.

Mr. PORTER gave notice, that he will to-morrow ask leave to introduce a Bill to incorporate an Institution for Savings in the City of Charleston.

Mr. YOUNG DAVIS presented the Petition of sundry citizens of Pickens District, praying an additional place of election; which was referred to the Committee on Privileges and Elections.

Mr. GAVIN presented the Return of the Commissioners of Free Schools for St. George's, Dorchester; and

Mr. HIBBEN presented the Return of the Commissioners of Free Schools for Christ Church Parish; which were referred to the Committee on Education.

On motion of Mr. YATES,

Resolved, That the Committee on the Judiciary be instructed to enquire and report on the expediency of abolishing the punishment of whipping from the criminal code, and substituting some other punishment in its stead.

Mr. J. J. WILSON presented the Petition of Andrew O'Brien, an alien, asking leave to apply for admission to the bar; and the Petition of Orasmus D. Allen, praying a repeal of so much of the Act of 1839, as relates to the administration of small estates by the Ordinary; which were referred to the Committee on the Judiciary; also,

The Petition of John Eubanks, and his wife, praying relief for certain illegitimate children; also, the Petition of John B. Bowers and wife, praying that the name of Benjamin F. Wilson, their foster child, may be changed; which were referred to a special Committee, of which the Speaker appointed the following gentlemen: Messrs. JAMES J. WILSON, DUNBAR, and CROCKETT.

Mr. JAMES J. WILSON submitted the Presentment of the Grand Jury of Barnwell District, at Fall Term, 1843:

So much as relates to the Jail, was referred to the Committee on Public Buildings; and

So much as relates to the duties of the Commissioners of the Roads, was referred to the Committee on Roads, Bridges and Ferries.

Mr. ASHBY, from the Committee appointed to count the votes given for Messenger, on the second ballot, reported, that no candidate had received a majority, and that, consequently, there was no election.

The House then proceeded to a third ballot for Messenger.

Mr. HUNT gave notice that he will ask leave to-morrow, to introduce a Bill to authorize the Courts of Appeal to sit in Charleston when engaged in hearing cases from that Circuit.

Mr. WILLIAM C. BLACK, from the Committee appointed to count the votes given on the third ballot, for Messenger, reported that, no candidate having received a majority, there is no election.

The House then proceeded to a fourth ballot for Messenger.

On motion of Mr. PERRIN,

Ordered, That when this House adjourns, it shall stand adjourned to meet at 11 o'clock, A. M., to-morrow.

On motion of Mr. BROWN,

Resolved, That the Committee on the Judiciary be instructed to enquire into the expediency of establishing the County Court system, or to increase the jurisdiction of Magistrates, in all civil cases, to the summary process jurisdiction.

On motion of Mr. McELROY,

Resolved, That the Committee on Privileges and Elections enquire into the expediency of changing the time fixed for electing a Tax Collector of Pickens District, from the second Monday in October to the second Monday in August preceding.

Mr. BONHAM, from the Committee appointed to count the votes given for Messenger, on the fourth ballot, reported, that Mr. G. T. Anderson received 63 votes, which was a majority; and

Thereupon, the Speaker declared, that Mr. Anderson is elected Messenger of the House of Representatives.

Mr. SIMONS rose and announced, that Mr. ALBERT RHETT, a Member of this House from St. Luke's election District, died during the late recess of the General Assembly; and thereupon moved the following Preamble and Resolution, which were read, and agreed to *unanimously:*

Since the last meeting of this Assembly, an event, remarkable in its history, has spread a gloom over the inception of its duties. The decease of a Member of this House is not recorded in the memory of many who have served uninterruptedly for numerous terms. If the event be melancholy aud unusual, how much more striking is it rendered by the distinguished position of him whose fate it was to fall. In the decease of ALBERT RHETT, of the Parish of St. Luke, the State of South-Carolina has lost a talented son, this House an able, assiduous and distinguished Member, and the Bar a prominent and rising advocate, whose learning and ability were adding weight to its influence, and permanence to its strength. The varied labors which he zealously and energetically practised in the avocations of the statesman, lawyer and man of letters, were rapidly advancing him to distinguished elevation; but in the midst of them, in the very flower and prime of manhood, all his temporal prospects were blasted by the unsparing hand of Death. In view of his able and distinguished services in this House, and in tribute to the memory of one whose melancholy loss is so deeply felt by us, and the country at large, be it

Resolved, That the Members of this House wear the usual badge of mourning during the Legislative Session.

On motion of Mr. JOSEPH A. BLACK,

Resolved, That Mr. B. F. HUNT be appointed on the Committee of Ways and Means, to fill the vacancy occasioned by the death of Mr. A. RHETT:

And then, as a further mark of respect for the memory of the deceased member,

On motion of Mr. JOSEPH A. BLACK, the House adjourned at 8 minutes past 3 o'clock, P. M.

TUESDAY, NOVEMBER 28, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Additional Members:—Mr. W. W. ANCRUM from St. James, Goose Creek, Mr. R. W. ROPER from St. Philip's and St. Michael's, Messrs. FRANCIS SUMTER and W. J. REYNOLDS, from Claremont, and Mr. T. H. GREGORIE, from St. Luke's.

Mr. F. J. McCARTHY, elected to fill a vacancy in the representation of St. Luke's, occasioned by the death of Mr. ALBERT RHETT, produced his credentials, was sworn and took his seat.

Mr. JOHN B. BLACK presented the Petition of sundry citizens of Abbeville District, praying that the law of recording Mortgages and the law on Confessions of Judgments be so amended as to prevent injustice and imposition between creditors; which was referred to the Committee on the Judiciary; also

The Petition of William Cunningham, praying to be refunded a double tax; which was referred to the Committee of Ways and Means.

Mr. JOHN B. BLACK gave notice, that he will ask leave to-morrow to introduce a Bill to increase the power and duties of Ordinaries.

Mr. JAMES S. ROGERS presented the Petition of sundry citizens of Laurens District, praying certain alterations of the Road Law, and that the Commissioners of Roads be elected by the people; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. J. H. KING submitted the Return of the Commissioners of Free Schools for Newberry District, for 1843; which was referred to the Committee on Education.

Mr. C. B. NORTHROP presented the Petition of Mrs. Ann Cunningham, praying for the re-charter of Ashepoo Ferry, and that the same may be vested in her in trust; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. MIDDLETON presented the Annual Report of the Superintendent of Public Works; which was referred to the Committee on Internal Improvements, and ordered to be printed.

Mr. CARN presented the Petition of Emeline Walkington, praying a re-charter of Jacksonboro' Ferry in her own right; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. H. J. SMITH presented the Petition of Stephen Evans, praying that he may be paid the arrears of Pension due his sister, Mrs. Frances Knowlton; which was referred to the Committee on Pensions.

Mr. P. DELLA TORRE presented the Petition of the Hope Fire Engine Company of Charleston, praying for a charter of incorporation,

And the Petition of the Ætna Fire Engine Company of Charleston, pray-

ing for a re-charter; which were referred to the Committee on Incorporations.

Mr. J. M. RAYSOR presented the Petition of Charles W. Watkins, praying that the Jacksonboro' Ferry may be re-chartered and vested in him; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. R. C. GRIFFIN presented the Petition of sundry citizens of Edgefield, for an additional place of election; which was referred to the Committee on Privileges and Elections.

Mr. W. J. WHALEY submitted the Return of the Commissioners of Free Schools for the Parish of St. John's, Colleton, for 1843;

Mr. ALLISON submitted the Return of the Commissioners of Free Schools for York District, for 1843;

Mr. BARTON submitted the Return of the Commissioners of Free Schools for Pickens District, for 1843; and

Mr. JOHN BLAKE submitted the Return of the Commissioners of Free Schools for St. James, Santee, for 1843; which were referred to the Committee on Education.

Mr. J. L. MANNING presented the Petition of sundry citizens of Sumter District praying for the establishment of a new Road; and

Mr. M. P. MAYES presented the Petition of sundry citizens of Salem, Sumter District, praying for the establishment of a certain public Road; which were referred to the Committee on Roads, Bridges and Ferries.

Mr. M. P. MAYES presented the Petition of William Osteen, in behalf of the Providence Baptist Church, of Sumter District, praying an Act of Incorporation; which was referred to the Committee on Incorporations.

Mr. J. L. MOUZON presented the Petition of William Douglas, praying to be placed on the Pension list; which was referred to the Committee on Pensions.

Mr. J. L. MOUZON submitted the Return of the Commissioners of Free Schools for Williamsburg District, for 1843; and

Mr. A. D. SIMS submitted the Return of the Commissioners of Free Schools for Darlington District, for the year 1843; which were referred to the Committee on Education.

Mr. G. CANNON presented the Petition of sundry citizens of Spartanburgh District, praying that a road be re-opened and made public; and

Mr. WILLIAM C. BLACK presented the Petition of the Commissioners of Roads for York District, praying the passage of a law more particularly explaining the duties of the Commissioners of Roads, in granting licenses to retail, and also an alteration of the law relating to working the Roads; which were referred to the Committee on Roads, Bridges and Ferries.

The following Message was received from the Senate:

IN THE SENATE, November 27th, 1843.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate inform your House, that this House has met, formed a quorum and proceeded to business.

By order:

ANGUS PATTERSON, *President.*

Mr. ALLISON presented the Petition of sundry citizens of York District, praying to have a new road opened; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. J. M. McELROY presented the Petition of sundry citizens of Pickens District, praying that William C. Lee and James A. Doyle be restored as

Commissioners of Free Schools; which was referred to the Committee on Education.

Mr. J. M. McELROY presented the Petition of Capt. Abel Robbins, praying for a pension; which was referred to the Committee on Pensions.

Mr. P. P. PALMER submitted the Return of the Commissioners of Free Schools for St. John's, Berkley, for 1843; which was referred to the Committee on Education.

Mr. P. P. PALMER presented the Petition of the Commissioners of Roads for the Parish of St. John's, Berkley, praying that the Road laid out by them, connecting the public road from Black Oak, to the Public Road at Somerset Causeway, may be declared a public road; and

Mr. G. W. PRESSLY presented the Petition of sundry citizens of Abbeville District, praying the establishment of a Bridge over Long Cane Creek, at Cannon's; which were referred to the Committee on Roads, Bridges and Ferries.

Mr. G. BOSWELL presented the Petition of the Members of the Baptist Church at Hardy's, Edgefield District, praying for an Act of Incorporation; also,

The Petition of the Members of the Baptist Church at Republican, Edgefield District, praying for an Act of Incorporation; which were referred to the Committee on Incorporations.

Mr. JOSEPH DICKSON submitted the Return of the Commissioners of Free Schools for Abbeville District, for 1843; which was referred to the Committee on Education.

Mr. YOUNG DAVIS submitted the Presentment of the Grand Jury of Pickens District, at Fall Term, 1843, presenting the oppressive measures adopted by creditors to coerce their debtors; which was referred to the Committee on Grievances.

Mr. CROCKETT presented the Return of the Commissioners of Free Schools for Lancaster District; which was referred to the Committee on Education.

Mr. CROCKETT presented the Petition of Hiram Allen, praying for a change of a Public Road; and the Petition of sundry citizens of Lancaster District, against the change of said Road; which were referred to the Committee on Roads, Bridges and Ferries; also,

The Petition of Leroy Secrest, praying to be refunded the interest on a tax return; which was referred to the Committee of Ways and Means.

Mr. CROCKETT submitted the Presentment of the Grand Jury of Lancaster District, at Fall Term, 1843:

So much as relates to the Free School system, was referred to the Committee on Education:

So much as relates to the Court House and Jail, was laid on the table.

Mr. W. J. ALSTON presented the Petition of Dr. Edward Jennings, praying compensation for a *post mortem* examination; which was referred to the Medical Committee.

The SPEAKER announced that Mr. JAMES J. WILSON is added to the Committees on Internal Improvements and Colored Population;

And that Mr. McCARTHY is added to the Committees on the Judiciary and the Legislative Library.

Mr. DICKSON presented the Petition of Jesse Gent, praying to be refunded a double tax; which was referred to the Committee of Ways and Means.

Mr. COX presented the Return of the Commissioners of Free Schools for Greenville District, for 1843; which was referred to the Committee on Education.

Mr. BROWN presented the Petition of D. Dowling, praying that certain citizens of Barnwell District may be refunded a double tax; which was referred to the Committee of Ways and Means; also,

The Petition of several citizens of Barnwell District, praying that suitable compensation be made to two Physicians for services rendered to the State, by detecting arsenic in a case of alleged murder; which was referred to the Medical Committee.

Mr. BROWN also presented the Return of the Commissioners of Free Schools for Barnwell District; which was referred to the Committee on Education.

Mr. JOEL SMITH presented the Memorial of sundry citizens of Abbeville, praying an amendment of the law relative to Hawkers and Pedlars; which was referred to the Committee on Grievances.

Mr. SIMONS presented the Petition of James L. Gantt, praying compensation for his services as Librarian of the Appeal Court Library, at Charleston, during the past year; which was referred to the Committee on the Judiciary.

Mr. BROWN gave notice, that he will, on Friday next, ask leave to introduce a Bill to give to females after marriage, the entire control of all their inheritance.

Mr. GRAHAM presented the Petition of sundry citizens of Newberry District, praying an alteration in the law providing for the appointment of Commissioners of Roads and Bridges: which was referred to the Committee on Roads, Bridges and Ferries.

The following Message was then received from his Excellency Governor HAMMOND, and read by BEAUFORT T. WATTS, Esq.

EXECUTIVE DEPARTMENT,
COLUMBIA, Nov. 28, 1843.

Gentlemen of the Senate
and House of Representatives:

Since your adjournment the late long continued depression of financial affairs throughout the world, has reached and passed, what we have much reason to believe was its final crisis. During the last Spring prices of every description fell to the lowest point ever known, but have since continued steadily, though gradually to advance. The revival of business has not been the effect of accidental causes, or speculative operations, or expansion of the paper currency: nor is it owing to any act of legislation in any part of the world favorable to trade. It has been the natural result of industry, economy, and time, which have swept off a large proportion of the embarrassments created by the disasters of the past, and accumulated at all the great commercial points, in safe hands, a vast and unexampled amount of sound *metallic* capital. We have therefore good reason to indulge the hope that it will be permanent, and to felicitate ourselves on the dawn of a new era in trade and finance.

There is but one serious obstacle now apparent that can arrest and roll back in any short period, the returning tide of our prosperity; and that is, the narrow and delusive idea which still seems to prevail with a majority of those who rule the world, that they can promote the interests of their respective countries, by fettering trade and building up monopolies. Until we seriously approximate to universal Free Trade—to an unrestricted exchange of the surplus productions of one country, for the surplus of another, by which means, the wants of all will be supplied in the cheapest manner, and commerce, cur-

rency and credit established in natural and enduring channels, the periodical recurrence of speculations, fluctuations and disasters, that will convulse the world, must be looked for with perfect certainty.

It is a matter for congratulation, that England, the source and centre from which have directly or indirectly sprung nearly all the great improvements of modern times, has given evidence of a serious change on this great question. Her recent legislation has been decidedly directed towards a relaxation of her prohibitory and protective laws. It is to be regretted, at the same time, that nearly every other important power in Europe, has within a few years past, in its convulsive efforts to throw off the embarrassments of the times, increased restrictions upon trade. Whilst our own Government, recurring to that policy which is every where else regarded as one of the most odious features of aristocratic and despotic power, and held in abhorrence by the people, has re-enacted its Tariff laws, and made them more rigorous and oppressive than they have ever been before. That a Government like ours, purporting to be based on perfect freedom and equality, should perpetrate such laws; and that a people so intelligent as ours—so distrustful of their rulers—so ready to resist injustice, and oppression,—four-fifths of whom are agriculturists, all deeply injured by restrictions upon foreign commerce—should permit such an execrable system to be fastened on them, is one of the most extraordinary events in the history of the age. To the enlightened views so rapidly gaining ground among those who control the English Government—to the progress of true knowledge among the other States of Europe, and to the change of power into other hands, which is just about to be realized in our country, I look with confidence for a vast amelioration and early abandonment of the whole system of protective duties.

In the meantime it should be borne constantly in mind, that any departure from the great principles of industry, economy, and a steady faith, that with the practice of these two cardinal virtues, time will do the rest, must be attended with the most serious consequences to our future welfare. And perhaps no occasion could be more auspicious than the present, for you to institute a close and searching examination into the precise condition of our State, in all its departments, and introduce such alterations and reforms as will enable her to take the tide of prosperity to most advantage, and maintain it longest.

Her financial condition claims, perhaps, at this especial moment, your first attention. The public debt of the State may be put down in round numbers at three millions and a half of dollars ($3,500,000.)

The following is a correct Statement of the items, viz:

Date.	Amount outstanding.	Rate of Interest.	When Reimbursable.	Object of the Loan.
1794–5	$ 193,501 85	3 per cent.	At will	Payment of Revolutionary Claims.
1824	250,000 00	5	January 1846	Internal Improvements.
1826	300,000 00	5	1846	Do. do.
" "	10,000 00	6	1850	Benefit of Mrs. Randolph.
1838	141,662 50	5	1858	Subscription to S. Western R. Road Bank.
" "	1,035,555 55	5	1860	Rebuilding City of Charleston.
" "	964,444 44	6	1870	Do. do. do.
1839	200,000 00	6	1848	Loan and Subs'n to L. C. & C. R. R. Com'y.
" "	200,000 00	6	1850	Do. do. do. do.
" "	200,000 00	6	1852	Do. do. do. do.
	$3,495,164 35			

$1,051,422 00—Amount of Surplus Revenue deposited with the State.

2,000,000 00—Amount of Loan by the L. C. & C. Rail Road, guaranteed by the State.

It is highly probable the State will never be called on to refund the Surplus Revenue, though her liability for it should never be forgotten, in an estimate of her debt. It is to be hoped that her guarantee of the Rail Road Bonds is only nominal, and that in due season they will be discharged by the Rail Road Company. I therefore deduct these items, in stating the Public Debt for which certain and early provision must be made, at THREE MILLIONS AND A HALF.

It will be perceived that the payments of this debt run through a period of twenty-six years, and that the heaviest instalments are the last. Admitting that the State will punctually discharge it as it falls due, without creating another, it is yet a serious question whether she should not use every effort in her power to discharge it earlier. A public debt is no longer regarded any where as a public blessing, and such a mass of it hanging over her for such a period must press heavily upon the enterprise and resources of the State.

I feel called on however to declare, that I do not believe the debt will be paid even as it falls due, without creating a fresh one in lieu of it, or a large portion of it, unless important changes are made in the financial arrangements of the State. And as these changes might, if effected at all, be so made as to discharge it at a much earlier period, it seems to me the wisest policy to relieve the people as speedily as possible of this immense pressure. The debt can be *bona fide* paid only by levying taxes to the amount of it, or by using the funds of the State already in existence. Although I have not the least doubt that the people would, without a murmur, submit to be taxed to any amount, rather than the slightest imputation should rest upon the good faith of the State, yet while there exists any other means of meeting her obligations, I presume no one will propose to resort to onerous taxation. The only alternative, is to use the funds of the State now committed to the management of the Bank.

The idea has been often and recently gravely put forth, that the Bank would pay the debt as it became due out of the profits arising from the operations of Banking. To shew the fallacy of such an idea, it is only necessary to compare the interest on the debt with the profits of the Bank. The interest amounts at this time to one hundred and eighty-six thousand, six hundred and thirty-one dollars and ninety-six cents ($186,631 96) per annum, exclusive of expenses, which must raise the expenditure for this purpose to at least one hundred and ninety thousand dollars ($190,000) annually. The nett profits of the Bank, for the fiscal year of 1842, were reported at two hundred and ten thousand, seven hundred and sixty-nine dollars and forty-two cents, ($210,769 42,) leaving a balance of twenty thousand seven hundred and sixty-nine dollars, and forty-two cents ($20,769 42.) The nett profits of the last fiscal year amounted to two hundred and twenty-six thousand, seven hundred and thirty-two dollars and seventeen cents, ($226,732 17,) leaving a balance in favor of the Bank, of thirty-six thousand, seven hundred and thirty-two dollars and seventeen cents, ($36,732 17.) It is obvious that an annual accumulation to the amount of the largest of these sums, would not discharge the debt in much less than a century. Nor is there, any just ground for anticipating a great increase of profits for the future. The period for immense returns from Banking operations has passed away, and it is to be hoped, forev-

er. Such is especially the case with this Bank, since the monopoly, which it so long enjoyed in this State, has ceased, and cannot be revived again.

It is also said that the State has received and still retains equivalents for a large proportion of her debt which can be converted at the proper time for paying it. She possesses eight thousand (8,000) shares of Rail Road and Rail Road Bank Stock, which it is gratifying to state, is rising rapidly in value, and it is to be hoped will one day be worth to her the eight hundred thousand dollars (800,000) which it cost. She holds also the obligation of the Rail Road Company for upward of $400,000 more, which is doubtless perfectly secure. But these investments could hardly be made available to meet a crisis, and unless converted very gradually, can only be done at a heavy loss. Nor do the small dividends declared materially assist in paying the interest of the Stock issued to make them. For the rest—the Sinking Fund, the Fire Loan, and the Surplus revenue, they are all *Banked on*, and although separate accounts are kept of them in the Bank books, they are as essentially a part of the Bank Capital as the comparatively small portion which is acknowledged to be such. They have been loaned out, and to be used to pay the public debt, must, like other discounts, be collected from the debtors of the Bank. In short, what are supposed to be equivalents for the State debt, are securities of no higher value than those in which all the other funds of the State have been invested by the Bank, nor are they more readily convertible into money.

It is said again, that one million ($1,000,000) of our internal improvement debt has been redeemed, and this is taken as proof of the capacity of the Bank to redeem the whole debt. It is true that one million has been paid, but it has been made the pretext for issuing stock to the amount of one million seven hundred and six thousand, one hundred and six dollars and ninety-four cents, ($1,706,107 94,) thus actually increasing the public debt seven hundred thousand dollars, instead of diminishing it.

This can be readily made to appear. In a moment of generous enthusiasm, worthy of the character of the State and her citizens, a bill was passed at the extra session in 1838, almost by universal consent, to borrow two millions of dollars ($2,000,000) for rebuilding the City of Charleston, after the calamitous fire of that year. Of this amount, one million and thirty-five thousand, five hundred and fifty-five dollars and fifty-five cents ($1,035,555 55,) was obtained in London, on 5 per cent. bonds. This was loaned to the citizens of Charleston for building purposes, and supplied all their wants. Faith and justice to the people of the State, required that the balance of the bonds not sold for the purpose for which they were issued, and not wanted for it, should have been destroyed. The bank, however, obtained the Governor's consent to raise them to 6 per cent. bonds, to the amount of nine hundred and sixty-four thousand, four hundred and forty-four dollars, forty-four cents, ($964,444 44,) and took possession of them as a loan from the State to itself, and merely charged itself debtor to the State in that amount on the books of the bank; though it still continues to report the whole two millions as the "Fire Loan." The pretext for this, was to pay the instalments of the debt of eight hundred thousand dollars ($800,000,) which fell due in 1840; and of two hundred thousand dollars ($200,000) which fell due in 1842. And on that ground, the Legislature afterwards, in 1841, sanctioned the conduct of the bank, by laying on the table a resolution to cancel this remainder of the Fire Loan Bonds. But this was not all. At the regular session, in December, 1838,

the Legislature passed an Act confirming the subscription of the Governor to the Rail Road Bank, and authorizing the Comptroller General to pay it by drafts upon the Bank of the State, or by an issue of 5 per cent., in case the President and Directors of the Bank found it embarrassing to advance the funds. Although the Sinking Fund at that time amounted to eight hundred and twenty-four thousand dollars ($824,000) and the Surplus Revenue to nine hundred and fifty-one thousand dollars ($951,000) and the large balance of the Fire Loan Bonds before mentioned was absorbed by the Bank during the current fiscal year, the 5 per cent stock was issued to the amount of two hundred thousand dollars ($200,000) though afterwards reduced to one hundred and forty-one thousand, six hundred and sixty-two dollars and fifty cents ($141,662 50.) And again at the Session of 1839, the Legislature transferred to the Sinking Fund, to aid in the liquidation of the public debt, six hundred thousand dollars ($600,000) of the Surplus Revenue, which had been pledged to the payment of the subscription of the State to the Rail Road Company, and issued for that purpose the same amount of 6 per cent. stock. The operations in both these instances was precisely the same as if these stocks had been created to pay the public debt, the appropriate funds in the Bank being withheld on that account. Thus in the whole was seventeen hundred thousand dollars borrowed to pay the one million of internal improvement bonds; and that at a period when the Sinking Fund and Surplus Revenue,—funds specially applicable to such a purpose, exceeded not only the debt paid, but even the enormous sum borrowed, and would have covered both the instalments of the debt and the subscription to the Rail Road Company and Bank had they been so applied. If the history of the past is to furnish any criterion by which to judge of the future, I fear that whenever an instalment of the public debt becomes due, some scheme will be devised to induce the Legislature to issue new stock to redeem it; and if at every payment, seventy per cent. more than is paid, is borrowed, it requires no gift of prophecy to foresee that this process of redemption will overwhelm the State in debt. I fear, too, that it may be considered as certain, that the bank will never, unless forced to do it, part with a dollar of its capital, or of the funds used as capital, to pay any portion of the principal of the debt. To diminish its funds would be to curtail its power and influence; and though history does record some rare instances of men—exceptions to the general rule—who have voluntarily resigned power, I do not remember a single one of a corporation of any kind having done it.

Being fully assured that the Bank can never pay the public debt by the profits arising from its operations, but being equally convinced that it never will voluntarily pay any part of it out of its capital, I suggest to you the propriety of requiring it, under penalty of forfeiting its charter, to purchase annually, and at some period in each year to cancel, in the presence of the Comptroller General, State Bonds to the amount of five hundred thousand dollars, besides paying the interest on the balance. By such an arrangement the whole debt would be paid in seven, instead of twenty-six years.

It may be doubted by some, whether the Bank will be able to withdraw so large a sum from her debtors annually, without producing great distress in the State. It might be answered, that according to its own report, the Bank collected and paid out during the single fiscal year of 1840, upwards of twelve hundred thousand dollars; and the pressure of the money market at that time, was incomparably heavier than it now is, or is likely soon to be. There

could not, in fact, be a more favorable juncture than the present, to commence the operation I suggest. Money is abundant among capitalists, interest extremely low, and safe investments scarce; and a season of prosperity is evidently about to open on us.

I think, however, it can be made manifest, that these purchases can be effected without serious inconvenience to any class of the Bank's debtors. There is now, and is usually due the Bank on notes discounted, over two millions of dollars ($2,000,000.) The Bonded debt exceeds six hundred thousand dollars ($600,000) The Suspended Debt, and Debt in Suit, amount to upwards of four hundred thousand dollars ($400,000,) and the Fire Loan discounts to above a million of dollars ($1,000,000,) making an aggregate amount now due the Bank, of more than four millions of dollars (4,000,000.) With its specie and other funds, including its investments in other than State Stocks, and five hundred thousand dollars ($500,000) of this debt, it should be fully able to redeem its circulation and deposits, and pay all other demands upon it—leaving three and a half millions applicable to the public debt. Besides this, the Bank owns, or did own on the 30th Sept. last, upwards of four hundred and fifty thousand dollars ($450,000) in Stock of this State. This Stock, with only fifty thousand dollars invested in the same way, might constitute the redemption of the first year: and for that period no debtor need be disturbed. It is understood that one million of the amount of Notes Discounted, consists of accommodation paper, at short dates. These accommodations might be curtailed during the second and third years without inconvenience to the customers of the Bank, who could readily obtain discounts elsewhere in the present redundant condition of the Bank Capital in this State. In the mean time the Fire Loan Discounts would be falling due to a considerable amount, and if after three years notice, the debtors on Stationary Discounts and Bonds could not be prepared to liquidate their liabilities at the rate of twenty-five per cent. per annum, a longer indulgence would not only be unsafe, but extremely unwise.

Whenever it has been heretofore suggested that the Bank should curtail its discounts, or call in its debts, the reply has been promptly made, that the planters will be distressed, and that this is a Planters' Bank. When a planter borrows money, it is almost always for speculation, or to pay the losses of speculation. He never needs a Loan to carry on his legitimate planting operations; and when he becomes a borrower, even if it be to hold his produce, or to purchase lands and laborers, he becomes as much a speculator as the merchant or broker, and is entitled to no more indulgence. The only Bank which could really benefit the planters, would be a Savings Bank, where the cash balances from their crops might be deposited on interest until required.

It will probably be said that the scheme I have proposed for paying the Public Debt, will virtually throw the Bank into a state of liquidation. Not so, however. Its present actual capital amounts to four millions of dollars ($4,000,000)—the debt to three millions and a half ($3,500,000,) which if paid, will leave the handsome sum of five hundred thousand dollars ($500,000) for Banking purposes. To this might be added the Shares of the State in the Rail Road Company and Bank, and also their obligation. This would raise the nominal capital to one million, seven hundred thousand ($1,700,000) and would give it one intrinsically worth considerably more than its present acknowledged, permanent capital, which amounts to only eleven hundred and

fifty-six thousand, three hundred and forty-eight dollars, and forty-eight cents ($1,156,348 48.)

But even if the operation of paying the Public Debt should absorb the Bank entirely, it would, in my opinion, constitute no objection to the scheme. The State would get rid of two evils at once. It is at least a question whether all Banks are not evils. That a Bank operating like ours on the funds and credit of the State, is, seems to be generally conceded. The best proof of it is that almost all other Banks so framed, save ours, have failed—producing incalculable embarrassment and suffering. An equally clear proof of the opinion of the people of this State, is the unexampled unanimity with which they have for several years past waged an unremitted warfare against the establishment of a similar, and not more objectionable institution, by the Federal Government. That our Bank has neither failed nor produced any great political crisis, is owing to our extreme good fortune, in having always had at its head men of the highest character, and uncommon ability. Its other officers and directors, too, have been almost without exception, gentlemen of intelligence and strict integrity. The character of the people of our State is also opposed to extensive speculations, and perhaps no where in the world is a default in the public trust regarded with such universal and utter abhorrence. All these necessary elements of past success cannot be expected to co-exist forever. As men, we may be permitted to indulge the hope that they may. As Legislators, you would be forgetful of history and human nature to calculate upon it. Was it now an original question, few voices I apprehend would be found in favor of a Bank of the State. Having run a career of thirty years, might it not be wise to apply at this time an active and searching test to its success and soundness? I have not the slightest reason to doubt its present soundness. But too much depends upon the fact, to admit of much longer delay in ascertaining it beyond all question. Nor is it a matter of less grave consideration, whether the State is to borrow money forever, in order to loan it out at the same, or nearly the same rates of interest, subject to all the expenses, fluctuations and disasters of Banking—a business which of all others has proved the most uncertain and ruinous to States and individuals.

The strongest objection that I see to the plan I have suggested for the speedy payment of the Public Debt, is the doubt whether the State Stock can be purchased at such amounts at par. Within the next seven years however, nine hundred and sixty thousand dollars ($960,000) of debt will be redeemable, at par. Of the Stock now held by the Bank, there was on the 30th September, certainly sixty-four thousand dollars ($64,000,) perhaps more, not redeemable within that time, but already obtained at par. A million more, redeemable in 1860, is held in Europe, and is there quoted below par, though it is a matter of pride for us to know that it stands higher than the Stock of any other State, save one. In the present condition of American credit abroad, this Stock might probably be purchased at par. Could so much be obtained, four-sevenths of the debt would be extinguished, and time and circumstances might place the balance within reach. On most of these Stocks the State obtained a premium, and it would not be unfair for her to pay a similar one to redeem them.

Should the attempt to purchase all the debt, however, fail, the next best that could be done, short of actual payment, would be to shift the balance of it on the other States of the Union, by purchasing the Stocks of such as are undoubt-

edly sound, and faithful to their engagements. It is not probable that an abundance of such stocks may not be obtained at any time within the next seven years, below or at par. And provision might be made for procuring them instead of our own Stock, if it rises much above par.

If the scheme I have recommended for paying the debt of the State should not meet your approbation, it seems to me important that you should at least make arrangements for a Sinking Fund in fact, as well as in name. The fund now distinguished by that name, does not differ practically, in the slightest respect, from any portion of the Bank capital. It is kept as a separate item in the books of the Bank; the surplus profits are nominally turned over to it, and the interest of the State Debt subtracted from it. But to keep up this distinction is all unnecessary labor, since the whole fund is loaned out precisely on the same terms as the other Bank funds. The fundamental principle of a real Sinking Fund is compounding interest for a special purpose. It should be set apart, its dividends re-invested as they are declared, and the whole of it sacredly pledged for the redemption of the principal of the debt; the interest being paid in the mean time from other resources. It is manifest, that a Sinking Fund which is expected to pay both the principal and interest of the debt, must be as large as the debt itself, or far more profitably invested. Our Sinking Fund amounts at present to little over one-fifth of the State Debt, and if you do not think proper to pay the debt as I have proposed, I suggest the expediency of withdrawing that fund from the Bank, and with it the two hundred thousand dollars of surplus revenue still on deposit there; that the whole amount be placed in the hands of Commissioners, to be invested, and made to accumulate by compound interest for the discharge of the principal of the public debt, not including any instalments due within the next seven years, unless rendered absolutely necessary from the want of other means; and that, in the mean time, the Bank shall be required to pay the interest on the whole debt, and such instalments of the principal as shall fall due in seven years. To the Sinking Fund thus constituted, all the surplus funds of the State Treasury might be added. These measures would draw from the vortex of the Bank, such a portion of the resources of the State as would enable it certainly to meet the greater part of the public debt: and if combined with a judicious system of economy, and an unalterable resolution never under any circumstances to issue more stock until the debt was wholly discharged, would furnish safe ground for the hope that there would ultimately be an end to our present burdens.

The receipts of the State Treasury during the past fiscal year, have amounted to two hundred and ninety-nine thousand, one hundred and ninety-six dollars and sixteen cents ($299,196 16,) and the expenditures, during the same period, amounted to two hundred and seventy-seven thousand, eight hundred and thirty-three dollars and seventy-seven cents ($277,833 77;) leaving a balance on the transactions of the year, of twenty-one thousand three hundred and sixty-two dollars, and thirty-nine cents ($21,362 39.) This balance, added to the balance accruing during the year 1842, will leave, after due allowance for undrawn appropriations, about forty-eight thousand dollars ($48,000) at the disposal of the Legislature. This amount will be further increased by nine thousand dollars, being the unexpended balance of the two contingent funds, committed to my hands. Before any extraordinary appropriations are made out of this sum, it should be considered that there will be no further receipts into the Treasury until June next, when the taxes become

due, and that it is wholly inadequate to defray the ordinary expenses of the State up to that period. Notwithstanding a similar balance reported to you in 1842, the Bank was in advance to the Treasury, to the amount of twenty-four thousand dollars ($24,000) by the 1st of December of the same year, and to the amount of thirty thousand ($30,000) at the same period of the year before, and thereafter it continued to advance all the monies required by the Treasury until the taxes were paid in. These advances are heavy drafts upon the Bank, and it becomes the State to make arrangements to dispense with them, either by ordering the taxes to be collected at an earlier period, or by such a system of economy, as will speedily secure a sufficient balance at the close of the fiscal year, to defray expenses until the 1st of June following.

Among the undrawn appropriations, is the sum of twenty-five hundred dollars ($2500,) which was at your last Session, in conformity with the provisions of the Act of 1833, placed in the hands of the Executive, for the purchase of arms and military equipments. I have had no occasion to use this fund. The Arsenals and Magazines already contain more munitions of war than the State will probably ever require for service. And the Federal Government annually furnishes a quota of arms valued at from six to eight thousand dollars. This quota is rated in muskets, but by a provision in the Act of Congress, these may be commuted, on application of the Executive of the State for other arms and equipments. A judicious use of this resource will enable the State always to keep up a proper assortment of munitions of war without the expenditure of a dollar. I have this year taken advantage of it, to equip the Marion Artillery Company in Charleston, by commuting about a thousand dollars which would otherwise have been expended out of this appropriation. I recommend that the appropriation be withdrawn, and the portion of the Act of 1833, authorizing it, repealed.

In his last annual Message, my immediate predecessor urged on you the necessity of a re-organization of the Executive Department of the State. I invite you to a re-perusal of his remarks. In all that he has said, I give my entire and cordial concurrence, and earnestly recommend a serious consideration of the subject. I think, too, that a re-organization of all the offices connected with the Executive Department is as imperatively required. The circumstances which led to a division of them between the Seat of Government and the City of Charleston having ceased to exist, the division should cease also. The Rail Road has brought them so near together that they might be re-united with little inconvenience to any one, and much to the advantage of the State at large. There can be no necessity for two Treasurers within six or eight hours ride of each other. There is very little, if any ungranted land in the State, and the Surveyor General's office might with propriety be finally closed. It is now chiefly an instrument for perpetrating frauds, and increasing litigation. Such duties of the Surveyor General, as it would be beneficial to the State to have performed, might be confided to a clerk in the Secretary of State's Department. The present incumbent has voluntarily made to me a Report, which gives a very candid statement of the condition of his office, and I transmit it to you as worthy of your consideration. There might be constitutional difficulties in the way of closing the office during his term, but provision could be made for doing so hereafter. The Comptroller General should be near the Treasurer and the Executive. There are still stronger reasons for re-organizing the office of Secretary of State, and locating it entirely at the seat of Government. The whole salary of this office is derived

from fees, and no trifling portion of it is paid by the State for small and occasional services. He should at least be put upon the footing of a State officer, by having a fixed salary, in lieu of all charges against the State, and for taking care of the records. A large portion of these records are in a wretched condition. Many have entirely gone to decay, and others are fast mouldering away, while some important papers are altogether lost. These are the necessary consequences of a divided office, and an officer without a salary. The most important duties of the Secretary of State are connected with the Executive Department, and he should he fixed near it. The private records in this office might be transferred to the Register's offices in the Districts to which they properly belong. It was a Colonial regulation which placed them in the Secretary of State's office, and the reason for it has long ceased. I recommend the appointment of a Commission to re-organize all the offices to which I have alluded, and to re-unite them at the Seat of Government. It will, however, require a constitutional amendment, to effect the latter purpose, and if you approve the recommendation it will be necessary to pass an Act to that effect at your present Session.

In making this recommendation, I trust I shall not be regarded as aiming a blow at the compromises of the Constitution. On the contrary, I would regard it as one of the greatest calamities which could happen to the State, that the present ascendancy of one section of it in the Senate, and the other in the House of Representatives, should be in the slighest degree disturbed. And, imperatively as I think the interest of the State demands that all the chief officers should be assembled at this place, I would not propose it, if I could believe that it would have a tendency to produce such an effect.

In accordance with a Resolution passed at your last Session, I appointed Commissioners to meet at Limestone Springs, to enquire into the expediency of establishing a High School there. I have not yet received their Report. The first duty of a government, after providing for the security of its constituents, is to take proper measures for their education. The benefits they derive from facilitating commerce, by digging canals, clearing out rivers, constructing roads, and opening new channels of intercourse, are great, but they sink into insignificance in comparison with the vast importance of pouring out upon them in every direction, copious streams of knowledge—expanding their intellects, elevating and purifying their morals, and training them up to a high and noble cast of thought. Under a government like ours, where no aristocracy of birth or wealth is tolerated, or can ever take root, the only hope we can have of the harmonious action, or lasting duration of our institutions, is by resting them on the solid foundation of a people imbued with lofty sentiments, and deeply versed in all the lore of learning; who will be capable of comprehending all the blessings hey confer, watchful of distant danger, and prepared to meet and overcome it, not less by power of intellect, than by force of arms. Every dollar which can be spared from the absolute wants of the State, should be first offered to this great cause. Here indeed a liberal expenditure enriches and adorns, while a narrow economy impoverishes and degrades. It is to be feared that education has been stationary in this State, if it has not retrograded, during the last quarter of a century. The College, founded and sustained by the wise munificence of the State, has done and continues to do more than was expected of it. But the Academies have not kept pace. There are comparatively few in the country, where young men can be well prepared to enter the higher classes. The consequence is, that many are yet sent abroad

to inferior institutions, and return home with educations less complete, and without the advantage of that intimate association with the youth of every section of the State, which can only be formed here, and which is of such lasting advantage to themselves, and to the country. I recommend to your serious consideration, the propriety of establishing, at some healthy and central spot in each District, an Academy endowed in the same manner as the College. The sparseness of our population, and the want of concentrated wealth in the country, will postpone for an indefinite period, such establishments by the people themselves. And in such a matter, the loss of time is absolutely fatal. If the means of the State will not permit such an expenditure, in addition to that already incurred for purposes of education, I submit to you the expediency of diverting the present Free School Fund to that object. The Free School System has failed. This fact has been announced by several of my predecessors, and there is scarcely an intelligent person in the State, who doubts that its benefits are perfectly insignificant, in comparison with the expenditure. Its failure is owing to the fact, that it does not suit our people or our government, and it can never be remedied. The paupers, for whose children it is intended, but slightly appreciate the advantages of education; their pride revolts at the idea of sending their children to school as "*poor scholars*," and besides, they need them at home, to work. These sentiments and wants can in the main only be countervailed by force. In other countries where similar systems exist, force is liberally applied. It is contrary to the principles of our institutions to apply it here, and the Free School System is a failure. The sum which is annually appropriated for the support of Free Schools, if equally divided for one year among the twenty-eight Districts of the State, giving two portions to Charleston District, will be sufficient to build in each a good Academy. If thereafter, one thousand dollars a year was appropriated to each Academy, a teacher of the highest qualifications might be secured for every one, and a saving of about eight thousand dollars per annum effected by the State. If, in addition to this salary, the profits of his School were also given to the Teacher, the rates of tuition could be reduced, to the advantage of the tax-payers, and he might be required to instruct, free of charge, such poor scholars as should be sent to him. The details of such a system cannot be dwelt on here. The immense advantages of it over the present one, are obvious, at a glance. The opportunity of giving a thorough academical education to his children, would be placed in the hands of every parent of ordinary means, while such of the poor as really desired to educate theirs, might still have it in their power. The common schools would be vastly improved, under the superintendence of those who had passed through these Academies, while the standard of education would be immensely elevated throughout the State, and the College receive a new impulse in the dispensation of its incalculable blessings. Its Professorships could always be readily and ably supplied from among the accomplished teachers the Academies would develope, and its graduates of high attainments, but slender means, would in turn find useful and profitable employment in taking charge of the Academies, instead of crowding, as they now usually do, the other professions. In short, under such a system, it would be scarcely possible for any young man to grow up in our State in ignorance and idleness, or fail in obtaining a respectable settlement at home, if he possessed energy and worth. Should it not meet your approbation, and the Free School System be continued, I renew the recommendation of my immediate predecessor, for the appointment of a Superintendent of these Schools.

In obedience to another of your Resolutions of the last Session, I have made very particular enquiries into the condition of the Catawba Indians. I visited their neighborhood myself, during the summer, and conversed with most of their head men. There is quite a misapprehension as to the diminution of their number, since the last treaty. It arose probably from the circumstance, that a considerable portion of them have removed to North-Carolina, and taken up their residence for the present, among the Cherokees of that State. It would undoubtedly be better for them, if all could go there, and become absorbed in that well-regulated and flourishing remnant of the Cherokee tribe. But to this the authorities of North-Carolina object, and it would be manifestly improper for us to send them into a sister State against her wishes. Unless they could be prevailed on to allow themselves to be removed beyond the Mississippi, to lands to be procured for them by the State, I know of no better arrangement for the present, than to continue the experiment now going on. A Farm has been purchased for them, on which nearly all now in the State have settled. Your annual appropriation supplies all their necessary wants, and whatever they make by their own labor, is clear gain to them. I transmit herewith two Memorials which have been furnished at my request, giving an interesting history of this Tribe, from its emigration from Canada in 1660, to the present day, and also detailing the manner in which the present land owners have derived their titles; which will serve to correct the general, but unfounded belief, that these lands have been acquired without consideration. There is not a more respectable or more valuable population in any part of the State, than the residents on the Indian Land; nor any more entitled to every reasonable indulgence at your hands.

The Arsenals at Charleston and Columbia have been converted into Military Academies, in conformity with the Act of the Legislature. The change is unquestionably a great improvement on the former system.

The appointment of State Agricultural Surveyor, was accepted by Edmund Ruffin, Esq., a distinguished Agriculturist of Virginia. He has been engaged during the year, with assiduity and zeal, in the performance of his duties in various parts of the State, and I have no doubt that his labors will be attended with the most beneficial and important results. I expect to be able to lay his Report before you in a few days.

The Court of Errors, at its last Term, decided the appeal in the case of the State against the Banks which refused to accept the provisions of the Act of 1840; and established the important principle, that suspension of specie payments is sufficient cause for the forfeiture of their charters. I can scarcely suppose that it was the intention or desire of the State to punish the Banks for past offences, by the Act referred to, but simply to provide against future suspensions. Nor can they be thought worthy of punishment for appealing to the Judiciary, as they certainly had the right to do, to decide a question of vital consequence to them and to the country. Having obtained a decisive and important victory, it appears to me that it would not only be magnanimous, but wise, to forgive the past, and look only to the future. I took the responsibility of instructing the Attorney General and the Solicitors not to press the suits against the Banks to trial at the fall term of the Common Pleas, for the purpose of leaving you free to take such a course as you might deem most consistent with the dignity and interest of the State. I suggest to you the propriety of repealing the Act of 1840, and passing a new one, founded

on the decision of the Court of Errors, declaring that any future suspension of specie payments shall cause the forfeiture of the charter of the suspending Bank, and requiring the Executive, in all such cases, immediately to institute proceedings for that purpose. The Act of 1840 is too indulgent to the Banks, in permitting them to suspend, on payment of a trifling penalty; and as to the monthly returns which it requires, experience has every where proved that they are worse than useless.. I have recently received communications from the Bank of South-Carolina and the State Bank, notifying me that they would no longer contest the validity of this Act, and asking to be allowed to conform to its provisions. I refer the matter to your consideration.

I have received, and transmit to you, a communication from the Hon. BAYLIS J. EARLE, resigning his seat upon the Bench, in consequence of ill health. His retirement from a station which he has filled with such eminent ability, is a serious public loss, and the cause of it a source of deep regret.

I transmit to you Resolutions on various subjects, from a number of our sister States, and also letters referring to documents received from the Federal Government. I need not suggest to you to give them a respectful consideration.

It has been rumored, and some remarks of the English Minister for Foreign affairs in the House of Lords have given countenance to the rumor, that a Treaty is on foot, between Great Britain and Texas, by which the former is to bind herself to guaranty the Independence of Texas, on condition of the abolition of slavery in that country. Our most vital interests would be involved in such a Treaty. It is scarcely possible that Texas can make a compact so absolutely suicidal. The true interests of Texas, and of this country, demand that she should be annexed to this Union; and it is to be hoped that ere long this will be done. If it is not, the Federal Government should resist the ratification of any such Treaty with Great Britain, as an aggression upon the United States. Possessed of Canada, and the West Indies, claiming Oregon, seeking to obtain a foothold in Texas, and looking with a covetous eye to Cuba, this great Naval Power is evidently aiming to encircle us in her arms. We should not, perhaps, permit ourselves to doubt, at this time, that Texas cannot be so blind to her own welfare as to make a Treaty stipulating for the abolition of slavery, nor that the Federal Government, in such an event, would fail to assert the rights and dignity of the United States. But an expression of your opinion on the annexation of Texas to the Union, might not be improper.

I have, in the discharge of my duty, given you the best information I possess of the condition of the State, and recommended to your consideration such measures as I deem necessary and expedient. It remains for your better judgment to approve or disapprove. May the Great Ruler of the Universe, who alone is Wise and Perfect, so influence your deliberations, that whatever you do may redound to the welfare and honor of our country.

J. H. HAMMOND.

On motion of Mr. DAVIE, the Message was made the Special Order of the day, for to-morrow, at 1 o'clock, P. M., and ordered to be printed.

On motion of Mr. FROST,

Ordered, That one thousand extra copies of the Governor's Message be printed, for the use of the Members of this House.

On motion of Mr. DAVIE,

Ordered, That when this House adjourns, it shall stand adjourned to 12 o'clock, M., to-morrow.

The SPEAKER then administered to the Messenger the constitutional oath of office.

Mr. HENRY presented the Petition of sundry citizens of Greenville and Spartanburgh, praying for a new District; which was referred to the Committee on the Judiciary.

Pursuant to notice, and by leave of the House,

Mr. HUNT introduced a Bill to authorize and require the Courts of Appeal when engaged in hearing cases from that Circuit to set in Charleston; which was read the first time, and ordered to be read a second time to-morrow.

Mr. DESAUSSURE presented the Petition of James D. Tradewell and others, praying an Act of Incorporation for a new Volunteer Company in the 23rd Regiment; which was referred to the Committee on Incorporations; also,

The Petition of William M. Myers, praying to be relieved of a double tax; which was referred to the Committee of Ways and Means; also,

The Return of the Commissioners of Free Schools for Richland District; which was referred to the Committee on Education.

Mr. HUNT submitted the following Resolutions; which were ordered to be considered immediately and agreed to:

Resolved, That His Excellency, the Governor, be requested to cause all the Books and Documents which have accumulated in the State House to be inspected, and a correct inventory of the same to be made and furnished to the Legislature, together with a recommendation as to the best mode of distributing the same; also,

Resolved, That the Governor be requested to enquire and ascertain, whether any rooms in the College Buildings can be advantageously fitted up to contain such Documents and Books belonging to the College and the State, as from time to time require to be carefully stored and preserved—and that he make such recommendation upon this subject as his enquiries may render expedient.

Mr. BOSWELL presented the Accounts of C. R. Goodman, Jailer for Edgefield District, for blankets furnished to prisoners in jail in 1842 and 1843; which were referred to the Committee on Claims.

Mr. GAVIN presented the Petition of Christian Rumph, praying for the Charter of a Ferry over Edisto River at Givhan's old Ferry, with the privilege of building a Bridge; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. JAMISON presented the account of George H. Pooser, late Sheriff of Orangeburgh District, which was referred to the Committee on Claims.

Mr. JOSEPH A. BLACK, presented the Petition of James McAndrews, praying to be refunded a tax paid by mistake; which was referred to the Committee of Ways and Means.

Mr. ISAAC D. WILSON presented the Petition of sundry citizens of Darlington District, praying for a new road; which was referred to the Committee on Roads, Bridges and Ferries.

On motion of Mr. FROST,

The House then adjourned at 12 minutes past 1 o'clock, P. M.

SPECIAL ORDER.

The Governor's Message, No. 1, with sundry documents which accompanied the same, and which had been made the Special Order of the Day for this day at 1 o'clock, was, on motion of Mr. DAVIE, taken up.

On motion of Mr. DAVIE, the House dispensed with the reading of the Message, and the same, on his motion, was referred as follows:

So much as relates to the financial condition of the country; to the Bank of the State of South Carolina; to the Banks that had refused to accept the provisions of the Act of 1840; and to the re-organization of the offices of Comptroller General and Treasurers of the Upper and Lower Divisions; was referred to the Committee of Ways and Means:

So much as relates to the Military Academies, was referred to the Committee on the Military:

So much as relates to the office of Surveyor General and Secretary of tate, together with the resignation of the Hon. B. J. EARLE, was referred to the Committee on the Judiciary:

So much as relates to the Free Schools, was referred to tho Committee on Education:

So much as relates to the College and the establishment of a High School at Limestone Springs, was referred to a Special Committee, of which the Speaker appointed the following gentlemen: Messrs. DESAUSSURE, SIMONS, NORTHROP, GIST and BONHAM:

So much as relates to Agriculture, was referred to the Committee on Agriculture.

The Documents accompanying the Governor's Message were referred as follows:

Letters from the Governors of several of the United States transmitting the Acts of their respective Legislatures and the judicial decisions of their Courts: Resolutions from sundry States in relation to amendments of the Constitution—to the annexation of Texas—French spoliations—the fine imposed on General Jackson—the Franking Privilege—West Point Academy—the Tariff—the repudiation of State Debts—the controversy between Virginia and New-York—the Assumption of State Debts by the United States—the Communication of the Corresponding Secretary of the American Peace Society, and a Communication from the Treasury Department of the United States, ascertaining the distributive share of the State of South-Carolina in the proceeds of the sales of the Public Lands; were severally referred to the Committee on Federal Relations:

The Report of the Surveyor General was referred to the Committee of Ways and Means.

The Report of the Commissioner of the Deaf and Dumb was referred to the Committee on Education:

A Communication from Nathaniel Bosworth, on an improved method of throwing projectiles, was referred to the Committee on the Military:

A Communication from the Secretary of the Treasury of the United States respecting Weights and Measures, was referred to the Committee on Districts Offices and Officers:

A Communication from the Governor of Louisiana, on the Penitentiary system; was referred to the Committee on the Judiciary:

A Communnication and Memoirs by Philip E. Pearson and D. Hutchinson,

on the Catawba Indians, were referred to the Delegations of York and Lancaster.

On motion of Mr. ECKHARD, the Committee on Incorporations was discharged from the consideration of the Petition of James D. Tradewell and others, praying an act of incorporation for a new Volunteer Company, and the same was referred to the Committee on the Military.

Mr. DESAUSSURE presented the Memorial of the officers of the 23rd Regiment, in relation to the application for the formation of a new Volunteer Company within the limits of said Regiment; which was referred to the Committee on the Military.

On motion of Mr. MIDDLETON,

Ordered, That when this House adjourns, it shall stand adjourned to meet at 12 o'clock, M., to-morrow.

On motion of Mr. BROWN, the House adjourned at half past one o'clock, P. M.

THURSDAY, NOVEMBER 30, 1843.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Additional Members: from Prince George, Winyaw, Mr. A. H. BELIN; from Greenville, Mr. S. M. EARLE; from St. Stephen's, Mr. JOHN PALMER.

The SPEAKER laid before the House,

A Communication from R. H. Speers, State Reporter, transmitting one volume of Law Reports, which was referred to the Committee on the Judiciary; and

A Communication from A. P. Aldrich, respecting a vacancy in the office of Commissioner in Equity for Barnwell District; which was referred to the Committee on Vacant Offices.

Mr. PHILLIPS presented the Petition of John D. W. Schroder, praying that the right of the State to an escheat in the real estate of Ehler H. Osterholtz, deceased, be relinquished, which was referred to the Committee on the Judiciary.

Mr. DICKINSON presented the Petition of the Delegation from Kershaw District, with sundry officers of the 22nd Regiment in behalf of the citizens of Kershaw District, praying an appropriation for the erection of a suitable building for the preservation and securing of the cannon belonging to the 22nd Regiment; which was referred to the Committee on the Military.

Mr. ROWELL presented the Return of the Commissioners of Free Schools for Marion District, for 1843; which was referred to the Committee on Education: also,

The Memorial of sundry citizens of Marion District, praying the establishment of a Branch of the Bank of the State in Georgetown; which was referred to the Committee of Ways and Means: also,

The Petition of the Commissioners of Little Pee Dee River for Marion District, asking an alteration or amendment of the Law in relation to their powers; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. STROTHER presented the Petition of the Independent Order of Odd Fellows, DeKalb Lodge, No. 6, praying for Incorporation; which was referred to the Committee on Incorparations.

Mr. IRBY presented the Return of the Commissioners of Free Schools for Laurens District, for 1843; which was referred to the Committee on Education.

Mr. BARTON presented the Petition of sundry citizens of Pickens District, praying for the re-instatement of certain Commissioners to approve bonds of public officers; which was referred to the Committee on District Offices ond Officers.

Mr. MANNING gave notice, that he will ask leave to-morrow to introduce a Bill to reduce the ferriage at Vance's Ferry, at the time of high water.

Pursuant to notice and by leave of the House,

Mr. JOHN B. BLACK introduced a Bill to give to the Ordinary the power to sell or divide real estate where the value thereof does not exceed five thousand dollars, and for other purposes; which was read the first time and ordered to be read a second time to morrow.

On motion of Mr. JOHN B. BLACK,

Resolved, That the Committee on Internal Improvements be directed to enquire into the expediency of abolishing the office of Superintendent of Public Works, and that the duties of said office be charged on the Commissioners of Roads of the several Districts, and that they report to this House thereon at as early a day as convenient.

Message No. 2, was received from His Excellency the Governor, with sundry documents; which was read, and

On motion of Mr. DAVIE, was made the Special Order of the Day for 2 o'clock, P. M. to-morrow, and ordered to be printed.

Mr. FROST presented the accounts of Mellard & Parker, Mellard, Murray & Shuler, and of C. R. Parker; which were severally referred to the Committee on Claims.

Pursuant to notice, and by leave of the House,

Mr. YATES introduced a Bill further to prevent the fraudulent packing of Cotton; which was read the first time and ordered to be read a second time to-morrow.

Mr. DICKINSON gave notice, that he will ask leave to-morrow to introduce a Bill to provide for the Supervision of the Free Schools.

Mr. MIDDLETON gave notice, that he will ask leave to-morrow to introduce a Bill supplementary to an Act, entitled "An Act to give the Commissioners of the Poor for the several Districts and Parishes of this State, the power to purchase lands and build Poor Houses thereon for the support and maintenance of the poor of said Districts and Parishes," passed the 16th December, 1824.

Mr. COX presented the Petition of the heirs and representatives of George Stairly and Elizabeth C. Long, relative to the personal property of Frederick J. Wallern, liable to be escheated; which was referred to the Committee on the Judiciary.

Mr. SULLIVAN gave notice, that he will ask leave to-morrow to introduce a Bill to alter the Act entitled "An Act concerning the office and duties of Magistrate.

Mr. JAMES J. WILSON, from the Special Committee to whom was referred the Petition of John B. Bowers and wife, reported a Bill to change the name of Benjamin F. Wilson, and for other purposes; which was read the first time and ordered to be read a second time to-morrow.

Mr. JAMES J. WILSON, from the same Committee, to whom was re-

ferred the Petition of John Eubanks and wife, reported a Bill to legitimize John and Edward Eubanks; which was read the first time, and ordered to be read a second time to-morrow.

Mr. HUNT gave notice, that he will ask leave to-morrow to introduce a Bill to regulate the terms on which free negroes or persons of color shall be permitted to come into this State on board of any vessel, as cook, steward, mariner, or in any other capacity on board the same.

Mr. CHESNUT presented the Petition of R. W. Wilson, Magistrate, praying compensation for having performed the duties of Coroner in Kershaw District, and to be re-imbursed for money expended; which was referred to the Committee on Claims: also

The return of the Commissioners of Free Schools for Kershaw District, for 1843; which was referred to the Committee on Education.

Mr. BROWN obtained leave to withdraw the Petition of John G. Smith and others, presented at the last Session.

Mr. SEYMOUR presented the Petition of the Charleston Insurance and Trust Company, praying that the Capital of the said Company be reduced to the sum of five hundred thousand dollars; which was referred to the Committee of Ways and Means.

Mr. ARTHUR presented the Petition of James Cayce, praying compensation for work done on the State Road; which was referred to the Committee on Internal Improvements.

Mr. BLAKENEY presented the Petition of the Board of Regents of the Lunatic Asylum, praying for the appropriation of eight thousand dollars for certain purposes; which was referred to the Committee on the Lunatic Asylum.

Mr. R. C. GRIFFIN presented the Petition of many citizens of Edgefield District, praying for the formation of a new Judicial District; which was referred to the Committee on Grievances.

Mr. SUMTER presented the Return of the Commissioners of Free Schools for Claremont, for 1843; which was referred to the Committee on Education.

Mr. SUMTER submitted the Presentment of the Grand Juries of Sumter District, for Spring and Fall Terms, 1843.

So much as relates to Intemperance, was referred to the Committee on Public Buildings:

So much as relates to the marking of public roads by pointers, was referred to the Committee on Roads, Bridges and Ferries:

So much as relates to the granting of licenses, and so much as recommends an increase of the jurisdiction of the Ordinary, in the partition of Real Estate, were referred to the Committee on the Judiciary.

Mr. MYERS presented the Petition of Charles Neuffer, praying compensation for lumber furnished in re-building the Bridge at Cayce's Mill, on the State Road; which was referred to the Committee on Internal Improvements.

Mr. JOEL SMITH presented the Petition of the Commissioners of Public Buildings for Abbeville District, praying that they may be relieved from the operations of an order of the Court, directing them to record the pleadings and judgments in the Clerk's office, from 1822 to 1839, inclusive; which was referred to the Committee on Public Buildings.

Mr. TORRE gave notice, that he will ask leave to-morrow to introduce a Bill to extend the summary process jurisdiction of the Court of Common Pleas, and for other purposes.

Mr. TORRE presented the Petition of David Truesdell, praying a lease of vacant land on Sullivan's Island; which was referred to the Charleston Delegation.

Mr. SIMONS presented the Memorial of the Intendant and Wardens of Moultrieville, and of sundry citizens residing on Sullivan's Island, praying that the Petition of David Truesdell, for a lease of vacant land, may not be granted; which was also referred to the Charleston Delegation.

On motion of Mr. HUNT,

Resolved, That a copy of so much of the Message of His Excellency the Governor, as relates to the Bank of the State, be transmitted to the President of the Bank of the State, and also to the Comptroller General of the State, with directions to them severally to report, first such facts and statements in relation to the recommendations of His Excellency the Governor, as they may deem best calculated to illustrate the practical effects of the changes proposed in the Message, in the payment of the Public Debt, and the management of the Sinking Fund, and the Fiscal operations of the Treasury.

Second, how far the Bank of the State has hitherto accomplished the declared purposes of its institution, and what effect the proposed measures recommended by the Governor would have on the credit of the State, and such facts as they may have to communicate to sustain their views.

Mr. CARN gave notice, that he will ask leave to-morrow to introduce a Bill to regulate the manner of claiming and disposing of wild and unmarked cattle, horses and hogs.

GENERAL ORDERS.

The House then proceeded to the consideration of the General Orders of the Day.

The following Bills were read by their titles and referred:

A Bill to authorise and require the Courts of Appeal, when engaged in hearing cases from that circuit, to sit in Charleston, was referred to the Special Committee appointed at the last Session of the General Assembly, charged with the reorganization of the Circuits, and the Sessions of the Appeal Courts:

A Bill to incorporate a Provident Institution for Savings in the City of Charleston; and

A Bill to amend the Constitution of this State, by limiting the power of the Legislature to contract debt; were referred to the Committee of Ways and Means.

Mr. ANCRUM, from the Committee on Vacant Offices, reported, that the offices of Comptroller General, and Commissioners in Equity for Barnwell, Pickens, Edgefield and York Districts, are vacant; which was ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, made reports:

On the Petition of Leroy Secrest, praying to be refunded a penalty inflicted on him as Sheriff:

On the Petition of Edward Collier, prayinf to be refunded a double tax:

On the Petition of John W. Baker, praying to be refunded a double tax:

On the Petition of Jesse Gent, with a similar prayer: and

On the Petitions of sundry citizens of Williamsburg, praying the establishment of a Branch of the Bank of the State at Georgetown: which were ordered for consideration to-morrow.

Mr. ENGLISH obtained leave to withdraw the Petition of Rebecca Burdell and W. G. Burdell, presented at the last Session.

Mr. BROWN presented the Petition of Dr. James O. Hagood, praying payment of an account for attending the examination of a transient pauper lunatic: also,

The Account of Dr. Joseph W. Duncan, for services rendered in the examination of a non-resident pauper-lunatic, under orders from magistrates; which were referred to the Medical Committee.

Mr. PERRIN presented the Petition of Frances Matheson and Mary A. Simmons, praying the re-charter of a Ferry on Savannah River, in Abbeville District; which was referred to the Committee on Incorporations; also,

The Petition of Mary Wolfe, mother of Emsly Beale, late of Abbeville District, deceased, praying that the right of the State in the estate of her said son, may be vested in her; which was referred to the Committee on Claims.

Mr. SIMONS gave notice that on Saturday next he will ask leave to introduce a Bill to organize the Artillery of Charleston, as a Regiment.

Mr. W. J. ALSTON presented the Petition of the creditors of John Young, an alien, deceased, praying for the sale of his real estate for the benefit of his creditors; which was referred to the committee on the Judiciary.

On motion of Mr. STROTHER,

Ordered, That when this House adjourns, it shall stand adjourned to meet at 12 o'clock M., to-morrow.

On motion of Mr. CROCKETT, the House adjourned at 16 minutes past 1 o'clock P. M.

FRIDAY, DECEMBER 1, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Additional Members: from St. Paul's, Mr. WILLIAM WASHINGTON; from St. Helena, Mr. EDMUND RHETT; from Barnwell, Mr. C. C. HAY.

The SPEAKER laid before the House, the general Annual Report of the President and Directors of the Bank of the State of South-Carolina; which was referred to the Committee of Ways and Means, and ordered to be printed.

The SPEAKER also laid before the House, the Report of the Comptroller General, made in obedience to a Resolution directing him to enquire into the facts of the case connected with the Petition of certain citizens of Horry District, praying to have an undrawn balance for Free Schools paid over to the Commissioners of Free Schools for that District; which was referred to the Committee on Education.

Mr. CANNON presented the Return of the Commissioners of Free Schools for Spartanburgh District, for 1843; and

Mr. JOHN PALMER presented the Return of the Commissioners of Free Schools for St. Stephen's, for 1843; which were referred to the Committee on Education.

Mr. SPARKMAN presented the Petition of the Board of Commissioners of Roads, for Prince George, Winyaw, in relation to a new road; and

Mr. ROWELL presented the Petition of sundry citizens of Marion District, praying for a charter of Burch's Ferry, on Pee Dee River; which were referred to the Committee on Roads, Bridges and Ferries.

Mr. ENGLISH presented the Petition of W. G. Burdell and others, praying the Legislature to vest the right to escheated property in Richland District, in his wife; and

Mr. NORTHROP presented the Petition of James Kennedy and others, praying for a confirmation of title in certain lands; which were referred to the Committee on the Judiciary.

Mr. J. P. MILLER presented the Petition of sundry citizens of Spartanburg District, praying that the public road near Woodruff's Mills, on Enoree, be changed; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. RHETT presented the Return of the Commissioners of Free Schools for St. Helena, for 1843; which was referred to thCommittee on Education.

Mr. PORTER presented the Petition of Asa J. Muir, praying compensation for publishing election notices; which was referred to the Committee on Claims.

Mr. ECKHARD, from the Committee on Incorporations, to whom was referred the Memorial of the Intendant and Wardens of the Town of Walterboro', praying a new charter with certain amendments, reported a Bill to incorporate the village of Walterboro' and for other purposes; which was read the first time, and ordered to be read a second time to-morrow.

The following Message was received from the Senate:

Mr. Speaker and Gentlemen of the House of Representatives:

Senate proposes to your House to go forthwith into an election for Commissioners in Equity, for the Districts of Fairfield, Edgefield, Barnwell and York.

Senate have appointed Messrs. CLOWNEY, DETREVILLE, GREGG, RHETT and HIGGINS, "a Special Committee to enquire into the expediency of electing an additional Law Judge, with instructions to take testimony of such persons as they may deem expedient to examine on the subject, and to report the same," and Senate respectfully ask your House to appoint a similar Committee to meet the Committee of the Senate.

By order of Senate:

ANGUS PATTERSON, *President.*

So much of the Message as proposes to go into an election for Commissioners in Equity for Fairfield, Edgefield and York, was concurred in.

The House also concurred in so much of the Message as proposes the appointment of a Committee to enquire into the expediency of electing an additional Law Judge, and the SPEAKER appointed the following gentlemen of the Committee: Messrs. J. IZARD MIDDLETON, M. E. CARN, S. M. EARLE E. G. PALMER, J. CHESNUT, T. C. PERRIN, and W. B. ROWELL.

Mr. PERRIN, from the Committee on Claims, made Reports,

On the Account of C. H. Goodman, Jailer of Edgefield, for blankets furnished the Jail in 1842:

On the Account of C. H. Goodman, Jailer of Edgefield, for blankets furnished the Jail in 1843; and

On the Petition of L. J. Robert, of St. Peter's parish, praying that he be

remunerated for a slave executed; which were severally ordered for consideration to-morrow.

Mr. CARN, from the Special Joint Committee, appointed at the last Session of the General Assembly, to investigate the condition of the Bank of the State of South-Carolina in Charleston, made a Report, which was made the Special Order of the Day for Tuesday next at 1 o'clock, and ordered to be printed.

Mr. JAMISON, Chairman of the Committee on the Military, obtained leave of absence to-morrow, to enable him to attend the meeting of the Visiters of the Military Academy.

The Senate then attended, and joined the House in a ballot for Commissioners in Equity for Edgefield, Fairfield and York.

Message No. 3, was received from his Excellency the Governor, accompanied by a statement furnished by the Attorney General, calling the attention of the General Assembly to the practical operation of the Act of December, 1835, to prevent free negroes and persons of color from entering this State; which was read, referred to the Committee on Federal Relations, and ordered to be printed.

Mr. FROST presented the Petition of sundry inhabitants of Prince George, Winyaw, praying that the Commissioners of Roads may be authorized to commute, for a limited tax, the labor of slaves liable to work on Lynch's Causeway; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. FROST, from the Committee on the Judiciary, to whom was referred a Resolution, directing an inquiry into the expediency of preventing the holding of females to bail, reported a Bill to prevent the holding of females to bail in civil cases; which was read the first time, and ordered to be read a second time to-morrow.

Mr. MEMMINGER presented the Petition of the Louisville, Cincinnati and Charleston Rail Road Company, praying that the name of said Company be changed to the South-Carolina Rail Road Company; which was referred to the Committee of Ways and Means.

Pursuant to notice, and by leave of the House, Mr. MEMMINGER introduced a Bill to amend the Constitution of the State, with a view to suppress duelling; which was read the first time and ordered to be read a second time to-morrow.

Mr. CARN presented the Protest of some of the Grand Jury of Colleton District, at Spring Term, 1843, against so much of the Presentment of the Grand Jury, at said Term, as relates to the Bank of the State; which was referred to the Committee of Ways and Means.

Mr. JOSEPH A. BLACK presented the Petition of sundry citizens of Richland District, praying that the prayer of the Petition of F. W. Green, for a lease of the Columbia Canal, may not be granted; which was referred to the Committee on Internal Improvements; also

The Petition of Dr. John H. Boatwright, praying payment for medical attendance on prisoners confined in the Jail of Richland; which was referred to the Medical Committee.

Pursuant to notice, and by leave of the House, Mr. MANNING introduced a Bill to reduce the ferriage at Vance's Ferry, at the time of high water; which was read the first time and ordered to be read a second time to-morrow.

Mr. GOWIN presented the Petition of Ann King, praying to be placed on the Pension list; which was referred to the Committee on Pensions.

Mr. KING, from the Medical Committee, made a Report on the account of Dr. E. Jennings: which was ordered for consideration to-morrow.

Pursuant to notice, and by leave of the House, Mr. DICKINSON introduced a Bill to provide for the Supervision of the Free Schools; which was read the first time and ordered to be read a second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. MIDDLETON introduced a Bill, supplementary to an Act entitled "An Act to give the Commissioners of the Poor of the several Districts and Parishes of this State the power to purchase land and build poor houses thereon, for the support and maintenance of the poor of said Districts and Parishes," passed 16th December, 1824; which was read the first time and ordered to be read a second time to-morrow.

Mr. GRAHAM gave notice, that he will ask leave to-morrow, to introduce a Bill to give the election of Commissioners of Roads, Bridges and Ferries of Newberry District, to the people, and for other purposes.

Mr. CARN gave notice, that he will ask leave to-morrow to introduce a Bill to authorize office copies of deeds in certain cases, to be given in evidence.

Mr. CHESNUT gave notice, that he will, on Monday next, ask leave to introduce a Bill to provide for the payment of the Public Debt.

Mr. CROCKETT, from the Committee on Pensions, made Reports,

On the Petition of William Douglass; and

On the Petition of Stephen Evans; which were ordered for consideration to-morrow.

Mr. CROCKETT obtained leave to withdraw the Petition of William Pardue, presented at the last Session.

On motion of Mr. ECKHARD, the Committee on Incorporations was discharged from the consideration of the Petition of Frances Matheson and Mary A. Simons, and the same was referred to the Committee on Roads, Bridges and Ferries.

Mr. RHETT presented the Petition of sundry inhabitants of St. Helena Parish, respecting Port Royal Ferry; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. W. J. ALSTON submitted the Presentment of the Grand Jury of Fairfield District, for Fall Term, 1843.

So much as relates to the Court House, was referred to the Committee on Public Buildings; and

So much as relates to Gamblers, was ordered to lie on the table.

Pursuant to notice, and by leave of the House, Mr. SULLIVAN introduced a Bill to alter an Act entitled an Act concerning the office and duties of Magistrates.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to give the Ordinary the power to sell or divide Real Estate when the value thereof does not exceed five thousand dollars, and for other purposes; and

A Bill further to prevent the fraudulent packing of Cotton, were referred to the Committee on the Judiciary.

A Bill to legitimize John and Edward Eubanks, was read the second time, and ordered to be sent to the Senate.

A Bill to change the name of Benjamin F. Wilson, and for other purposes, was ordered to lie on the table.

The Report of the Committee on Vacant Offices, declaring the offices of Comptroller General and Commissioners in Equity for Barnwell, Pickens, Edgefield and York vacant, was ordered to lie on the table.

The House considered and agreed to unfavorable Reports of the Committee of Ways and Means,

On the Petition of Leroy Secrest,

On the Petition of Edward Collier,

On the Petition of John W. Baker, and

On the Petition of Jesse Gent.

The Report of the Committee of Ways and Means, on the Petition of sundry citizens of Williamsburg, praying the establishment of a Branch of the Bank of the State at Georgetown, was ordered to lie on the table.

On motion of Mr. HUNT, the House re-considered the vote taken on sending to the Senate a Bill to legitimize John and Edward Eubanks, and the same was re-committed to the Committee on the Judiciary.

The House then proceeded to the consideration of the Governor's Message No. 2, which had been made the

SPECIAL ORDER

FOR THIS DAY AT 2 O'CLOCK, P. M.

On motion of Mr. FROST, the reading of the Message was dispensed with, and the same was referred as follows:

So much as relates to the Mount Dearborn Lands, with the documents connected with the same, was referred to the Committee on Internal improvements:

So much as relates to a new cession of Fort Moultrie and other public sites in Charleston Harbor, was referred to the Committee on Federal Relations:

So much as relates to the contingent accounts of the Governor, was referred to a Special Joint Committee, of which the SPEAKER appointed the following gentlemen on the part of the House: Messrs. FROST, BONHAM and ECKHARD.

The Report of Mr. Ruffin, State Agricultural Surveyor, which accompanied the Governor's Message, was referred to the Committee on Agriculture, and was ordered to be printed.

The Report of the Limestone Springs Commissioners, a document transmitted by the Governor, was referred to the Special Committee charged with so much of the Governor's Message No. 1, as relates to the establishment of a High School at the Limestone Springs; and which was also ordered to be printed.

The Report of the Secretary of State, on the condition of his office, transmitted by the Governor, was referred to the Commtttee of Ways and Means, and ordered to be printed.

The House accepted the invitation of the Governor, in behalf of the Trustees of the South-Carolina College, to attend the Annual Commencement of

said College, on Monday next, and the Speaker appointed the following gentlemen to make the necessary arrangements for that occasion: Messrs. BONHAM, BLAKENEY, and JOSEPH A. BLACK.

So much of said Message as relates to Capt. Parker, late Commandant of the Charleston Arsenal and Magazine Guard, was ordered to lie on the table.

Mr. FROST presented the Memorial of the Louisville, Cincinnati and Charleston Rail Road Company, praying for some measure to obtain from Congress a remission to the Georgia Rail Roads, of the duty on rail-road iron, which has been extended to the other roads in the United States; which was referred to the Committee on Internal Improvements.

Mr. HUNT presented the Petition of John Pintard, praying payment of a debt due by the State; which, with the documents, was referred to the Committee of Ways and Means.

Mr. W. J. ALSTON presented the Memorial of sundry citizens, praying for an appropriation to improve the navigation of Broad River; which was referred to the Committee on Internal Improvements.

On motion of Mr. FROST,

Ordered, That when this House adjourns, it shall stand adjourned to meet at 12 o'clock M. to-morrow.

On motion of Mr. JOHN SMITH, the House adjourned at 18 minutes past 2 o'clock, P. M.

SATURDAY, DECEMBER 2, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate sent to this House for concurrence, the Report of the Committee on Claims of the Senate, on the Petition of William H. Steele, for boarding a constable and guard, conveying a prisoner to York Jail; which was referred to the Committee on Claims of this House.

Mr. LARTIGUE presented the Petition of the lower Board of Commissioners of St. Peter's Parish, praying for the grant of the Beach Hill road for a public highway; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. ASHBY presented the Petition of the officers of the Battalion of Artillery in Charleston, praying for Regimental organization; which was referred to the Committee on the Military.

Mr. HAY presented the Petition of sundry citizens of Barnwell District, praying for the opening of a new road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. C. B. GRIFFIN presented the Petition of John B. O'Neall, praying compensation for a slave executed; which was referred to the Committee on Claims.

Mr. CROCKETT presented the Petition of William Pardue, praying for a Pension; which was referred to the Committee on Pensions.

Mr. JOSEPH A. BLACK obtained leave to withdraw the Petition of Charles McCulloch, presented to this House in 1840.

Mr. SEYMOUR presented the Petition of the Ashley Encampment No. 5, of the Independent Order of Odd Fellows, praying for an Act of Incorporation; which was referred to the Committee on Incorporations.

Mr. MIDDLETON, from the Committee on Internal Improvements, to

whom was referred the Petition of James Cayce, praying compensation for work done on the State Road, made a Report, which was ordered for consideration on Monday next.

Mr. PERRIN, from the Committee on Claims, made Reports,

On the Petition of Dr. Cotesworth Pinckney, praying compensation for professional services rendered a prisoner in Jail;

On the Petition of R. L. Wilson, Magistrate, praying compensation for having performed the duties of Coroner in Kershaw District, and to be reimbursed for money expended;

On the Petition of Jacob Wyrick, praying compensation for a slave executed; and

On the Account of the Richland Artillery, attached to the Second Regiment South Carolina Militia, for freight of a field piece; which were severally ordered for consideration on Monday next.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the Return of the City Council of Charleston, as to the Transient Poor Fund;

On the Petition of James McAndrews, praying to be refunded a tax twice paid;

On the Petition of William Cunningham, praying to be refunded a double tax;

On the Memorial of sundry citizens of Marion, praying the establishment of a Branch of the Bank of the State at Georgetown; and

On the Petition of Elizabeth Conner. praying to be refunded a double tax; which were severally ordered for consideration on Monday next.

Mr. MEMMINGER, from the same Committee, to whom were referred,

A Bill to incorporate a Provident Institution for Savings in the City of Charleston; and

A Bill to amend the Constitution of this State, by limiting the power of the Legislature to contract debt, made Reports, which were ordered for consideration on Monday next.

On motion of Mr. MEMMINGER, the use of the Hall was granted to the Bible Convention on Monday evening next.

Mr. HENRY gave notice, that he will, on Tuesday next, ask leave to introduce a Bill to give complainants in Equity the right to cross-examine, in open Court, the Defendants, in all cases where an answer is prayed for.

Pursuant to notice, and by leave of the House, Mr. HENRY introduced a Bill to extend the jurisdiction of Magistrates, in causes arising on Contracts; which was read the first time, and ordered to be read a second time on Monday next.

Pursuant to notice, and by leave of the House, Mr. CARN introduced a Bill to authorize Office Copies of Deeds, in certain cases, to be given in evidence; which was read the first time, and ordered to be read a second time on Monday next.

On motion of Mr. STROTHER,

Resolved, That the Committee of Ways and Means be instructed to enquire into the expediency of changing the tax on merchandize, so as to lay the tax on actual purchases or sales, instead of on stock in trade as it is now laid.

Mr. GAILLARD submitted the following Resolution:

Resolved, That the Door Keeper be instructed to have the benches surrounding the Hall of the House of Representatives removed, and the desks of the members so arranged as to afford all the room possible for the Members.

On motion of Mr. HUNT, the words "the Door Keeper be instructed to have," were stricken out, and the words "a Committee be appointed to enquire into the expediency of removing," were inserted; and, thus amended, the Resolution was agreed to.

The Speaker then appointed the following gentlemen of the Committee: Messrs. GAILLARD, HUNT and DAVIE.

On motion of Mr. YATES,

Resolved, That the use of this Hall be granted to the Rev. Dr. PALMER to-morrow evening, for the purpose of delivering a Lecture on the subject of the Seaman's cause, contrasting their present condition with the past, and suggesting further improvements, calculated to advance their future welfare.

The following Message was received from the Senate, which was concurred in and an answer returned:

IN THE SENATE, December 2, 1843.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate proposes to your House to go forthwith into an election for Commissioners in Equity for Barnwell and Pickens Districts.

By order of the Senate:

ANGUS PATTERSON, *President*.

On motion of Mr. YATES, a Message was ordered to be sent to the Senate, proposing to that Body, to go into an election for Comptroller General immediately after an election for Commissioners in Equity for Barnwell and Pickens Districts.

Mr. JOSEPH A. BLACK presented the Account of the Clerk to the Court of Appeals, for making extra copies for the State Reporters, for bringing the Records of the Court from Charleston, and for other services; which was referred to the Committee on Claims.

Mr. WALKER gave notice, that he will ask leave, on Monday next, to introduce a Bill to alter and amend an Act passed the 18th December, 1840, entitled "An Act to provide against the suspension of specie payments by the Banks of this State, and for other purposes."

Mr. DICKINSON presented the Petition of the Camden Independent Fire Engine Company, praying for a re-charter and amendment thereto; which was referred to the Committee on Incorporations.

Mr. KING, from the Medical Committee, made Reports,

On the Petition of Dr. James O. Hagood, and

On the Account of Dr. Joseph W. Duncan; which were ordered for consideration on Monday next.

Pursuant to notice, and by leave of the House, Mr. GRAHAM introduced a Bill to give the election of Commissioners of Roads to the People; which was read the first time, and ordered to be read a second time on Monday next.

Mr. PORTER gave notice, that he will, on Monday next, ask leave to introduce a Bill to alter and amend the law in relation to attachments.

Mr. C. B. GRIFFIN gave notice, that he will ask leave, on Tuesday next, to introduce a Bill to alter and amend the 17th Section of an Act, entitled

"An Act to reduce all Acts and clauses of Acts in relation to the Militia of this State to one Act, and to alter and amend the same.

Mr. WILLIAMS presented the Petition of Harmon Garrett, praying for compensation for slaves executed; which was referred to the Committee on Claims.

On motion of Mr. GIST,

Resolved, That the Committee on the Judiciary be instructed to enquire into the expediency of so amending the Laws, as to abandon the sale of white men in all cases whatsoever, and report accordingly.

The Senate then attended, and joined the House in a ballot for Commissioners in Equity for Barnwell and Pickens Districts.

Pursuant to notice, and by leave of the House, Mr. HUNT introduced a Bill to amend an Act, entitled "An Act more effectually to prevent free negroes and persons of color from entering into the State, and for other purposes; which was read the first time, and ordered to be read a second time on Monday next.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Presentment of the Grand Jury of Barnwell District, for Fall Term, 1843, respecting the duties of Commissioners of Roads;

On the Petition of Hiram Allen, praying to change a public road;

On the Presentment of the Grand Jury of Colleton, respecting Buck Head Causey; and

On the Petition of citizens of Abbeville, praying for the establishment of a Bridge over Long Cane Creek, at Cannon's; which were severally ordered for consideration on Monday next.

The Speaker laid before the House, the Report of the Comptroller General, transmitting the contingent accounts against the Upper Division of the Treasury; which, with the accounts, was referred to the Committee on Accounts.

Mr. ROPER, from the Committee on Agriculture, made a Report on the Petition of citizens of Pendleton, praying to establish an inspection of Tobacco in the Town of Hamburg; which was ordered for consideration on Monday next.

Mr. ROPER submitted the following Resolution, which was ordered for consideration on Monday next:

Resolved, That the Committee to nominate Bank Directors be appointed, and that said Committee do consist of seven members, one to be taken from each Congressional District.

Mr. WILLIAM C. BLACK gave notice, that, on Tuesday next, he will ask leave to introduce a Bill to give additional powers to the Commissioners of Roads to collect the fines imposed by them.

Mr. DICKINSON presented the Petition of sundry citizens of Kershaw District, praying for the incorporation of a Library Society, to be called the DeKalb Lyceum; which was referred to the Committee on Incorporations.

Mr. PERRIN, from the Committee on Claims, to whom was referred the Petition of Mary Wolfe, mother of Emsly Beale, reported a Bill to vest in Mary Wolfe the right to certain property; which was read the first time, and ordered to be read a second time on Monday next.

Mr. FROST, from the Committee on the Judiciary, made Reports,

On a Resolution of enquiry into the expediency of abolishing the punishment by death, or of inflicting capital punishment in private;

On the Petition of Orsanus D. Allen, praying a repeal of so much of the Act of 1839, as relates to the administration on small estates by the Ordinary;

On the Petition of the Clerk of the Court of Appeals, praying compensation for additional services;

On a Resolution, directing an enquiry into the expediency of substituting some other punishment instead of whipping;

On a Resolution directing an enquiry into the expediency of giving by law to Complainants in Equity the right of cross-examination of Defendants, in open Court;

On a Resolution, directing an enquiry as to the expediency of establishing County Courts or increasing the jurisdiction of Magistrates;

On the Presentment of the Grand Jury of Colleton, for Spring Term 1843, relating to the law of Estrays; and

On a Resolution directing an enquiry into the expediency of securing, by law, to married women, their rights to property acquired either before or after coverture; which were severally ordered for consideration on Monday next.

Mr. FROST, from the same Committee, to whom was referred the Petition of citizens of Abbeville District, praying an amendment of the law respecting the recording of Mortgages and the confession of Judgments, reported "a Bill to amend the law in relation to recording Mortgages, and to regulate the lien thereof;" which was read the first time and ordered to be read a second time on Monday next.

Mr. FROST, from the same Committee, to whom was referred the Petition of John D. W. Schroder, reported "a Bill to vest the real estate of Ehler H. Osterholtz in John D. W. Schroder;" which was read the first time and ordered to be read a second time on Monday next.

Mr. FROST, from the same Committee, to whom was referred a Resolution directing an enquiry into the expediency of changing the Constitution so as to limit the term of the Judge's office, reported "a Bill to alter and amend the 1st section of the 3rd Article of the Constitution;" which was read the first time and ordered to be read a second time on Monday next.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the Petition of William M. Myers;

On the Petition of the Hibernian Society;

On the Petition of D. Dowling; and

On the Petition of Charles F. Gary; which were severally ordered for consideration on Monday next.

On motion of Mr. MEMMINGER, the Committee of Ways and Means was discharged from the consideration of the Report of the Surveyor General, which accompanied the Governor's Message, and the same was referred to the Committee on the Judiciary.

The SPEAKER laid before the House a Communication from J. J. McMullan, late State Reporter, transmitting therewith the second volume of "McMullan's Law Reports;" which was referred to the Committee on the Judiciary.

Mr. JOSEPH A. BLACK presented the Account of Dubose and John-

ston, for furnishing the State Reports; which was referred to the Committee on Claims.

Mr. ROWELL presented the Petition of Ann Richardson, praying for a Pension; which was referred to the Committee on Pensions; also,

The Petition of R. R. Brooks, praying for the re-charter of a bridge across Lynch's Creek; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BROWN, from the Committee appointed to count the votes given for Commissioners in Equity for Edgefield, York and Fairfield Districts, reported that S. S. Tomkins is elected for Edgefield, J. B. McCants for Fairfield, and W. J. Clawson for York.

Pursuant to notice, and by leave of the House, Mr. BROWN introduced a Bill, to give Females, after marriage, the entire control of their Estates; which was read the first time and ordered to be read a second time on Monday next.

Mr. QUATTLEBUM presented the Petition of Nancy Fry, praying that the arrears of Pension due her late husband, may be paid to her, and that she may be placed on the Pension List of this State; which was referred to the Committee on Pensions.

Mr. DICKINSON, from the Special Joint Committee appointed to examine the Branch of the Bank of the State at Camden, made a Report, which was made the Special Order of the Day for Tuesday next, at 1 o'clock, and ordered to be printed.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to incorporate the village of Walterboro', and for other purposes therein mentioned, was ordered to lie on the table.

The Report of the Committee on Claims on the Account of C. H. Goodman, Jailer of Edgefield District, for blankets furnished the Jail in 1842, was considered and agreed to, and ordered to be sent to the Senate for concurrence.

The House considered and agreed to the following unfavorable Reports:

Reports of the Committee on Claims,

On the Account of C. H. Goodman, Jailer of Edgefield, District, for blankets furnished the Jail in 1843; and

On the Account of L. J. Robert, praying to be remunerated for a slave executed.

A Bill to prevent the holding of Females to Bail in civil suits, was read the second time and ordered to be sent to the Senate.

A Bill to amend the Constitution of the State, with a view to suppress duelling, was called for a second reading, and on motion of Mr. MEMMINGER, it was made the Special Order of the Day for Wednesday next, at 2 o'clock P. M., in Committee of the *whole House*.

A Bill to reduce the ferriage at Vance's Ferry, in time of high water, was read by its title and referred to the Committee on Internal Improvements.

The House considered and agreed to the following favorable Reports, and ordered them to be sent to the Senate for concurrence:

Report of the Medical Committee on the Petition of Dr. E. Jennings; and

The Report of the Committee on Pensions, on the Petition of William Douglass.

The House considered and agreed to an unfavorable Report of the Committee on Pensions, on the Petition of Stephen Evans.

The following Bills were read by their titles and referred:

A Bill to provide for the Supervision of the Free Schools, was referred to the Committee on Education.

A Bill Supplementary to An Act, entitled "An Act to give the Commissioners of the Poor, for the several Districts and Parishes of this State, power to purchase Lands and build Poor Houses thereon, for the support and maintenance of the Poor of said Districts and Parishes," passed the 16th day of December, 1824, was referred to the Committee on District Offices and Officers.

A Bill to alter An Act entitled "An Act concerning the office and duties of Magistrates, was referred to the Committee on the Judiciary.

On motion of Mr. MEMMINGER, the Report of the Committee of Ways and Means, on the Petition of sundry citizens of Williamsburg, praying the establishment of a Branch of the Bank of the State at Georgetown, was *taken up*, and the House considered and agreed to the Report.

On motion of Mr. MEMMINGER, the Special Committee appointed to make arrangements for the College Commencement, was authorized to print their report.

On motion of Mr. BONHAM, *Ordered*, That when this House adjourns it shall stand adjourned to meet at ½ past 9 o'clock, on Monday next.

On motion of Mr. C. B. GRIFFIN, the House then adjourned, at 18 minutes past 2 o'clock, P. M.

MONDAY, DECEMBER 4, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the chair, and a quorum being present, the Journal of Saturday's proceedings was read.

Additional Members: From St. Philip's and St. Michael's, Messrs. G. C. GEDDES and S. H. MORTIMER; from All Saints, Mr. JOHN A. ALSTON; from St. Peter's, Mr. EDWARD RILEY.

Mr. McCARTHY presented the Return of the Commissioners of Free Schools for St. Luke's Parish, for 1843;

Mr. JACKSON presented the Return of the Commissioners of Free Schools for Chesterfield District, for 1843; and

Mr. GIST presented the Return of the Commissioners of Free Schools for Union District; which were severally referred to the Committee on Education.

Mr. GOWIN presented the Memorial of many citizens of Horry District, praying for the establishment of a Branch of the Bank of the State at Georgetown; which was referred to the Committee of Ways and Means.

Mr. LARTIGUE presented the Return of the Commissioners of Free Schools for St. Peter's Parish, for 1843; which was referred to the Committee on Education.

Mr. BONHAM, from the Committee to make arrangements for the College Commencement, made a Report, which was considered immediately, agreed to, and ordered to be sent to the Senate for concurrence.

Mr. LARTIGUE obtained leave to withdraw the Petition of Robert G. Norton, praying compensation for extra services as Ordinary for Beaufort District, presented at the last Session.

Mr. CARSON, from the Committee appointed to count the votes given for

Commissioners in Equity, reported that Mr. M. M. Norton is elected for Pickens, and Mr. A. P. Aldrich for Barnwell Districts.

Mr. COX presented the Petition of E. M. Spriggs, praying to be released from a judgment obtained against him; which was referred to the Committee on Internal Improvements.

Mr. McCARTHY presented the Account of Charles Wilcox, Jailer of Beaufort; which was referred to the Committee on Claims.

Mr. BROYLES presented the return of the Commissioners of Free Schools for Anderson District, for 1843; which was referred to the Committee on Education.

Mr. ROPER submitted the following Resolution:

Resolved, That the Committee on Agriculture be authorized to publish, at the best terms they can procure, three thousand copies of Mr. Ruffin's Report of the Agricultural Survey of the State.

On motion of Mr. MIDDLETON, "three thousand" was stricken out, and "four thousand" inserted, and thus amended, the Resolution was agreed to.

Mr. ASHBY submitted the following Resolutions, which were ordered for consideration to-morrow:

Resolved, That the Committee on the Military be instructed to enquire into the expediency of concentrating the two Military Schools of the State at one place.

Resolved, That the Committee of Ways and Means be instructed to enquire into the expediency of immediately cancelling that portion of the Public Debt now in the possession of the Bank of the State, provided the same does not exceed the sum of five hundred thousand dollars.

Resolved, That the Committee of Ways and Means be instructed to enquire into the practicability of buying up, with the avilable capital of the Bank, such portions of the Public Debt as may hereafter be purchaseable by the Bank at its par value, before the same becomes due; and if, in their opinion, such purchases will be impracticable, then, whether any mode can be devised, of investing, from time to time, any portion of the capital of the Bank in such safe securities, as that it shall be forthcoming when demanded by the public creditor.

Resolved, That the Committee of Ways and Means be instructed to enquire into the public policy of administering the financial concerns of the State through the agency of an incorporated Bank, under the entire control of a Legislature, whose members are not by law prevented from becoming the debtors of the Bank, and that the said Committee report, whether it is expedient any longer to continue the existence of an institution which subjects the entire capital of the State to the vicissitudes of banking operations, and whether the winding up of the Bank of the State is not imperiously demanded by the great policy of the Democratic party, of an entire separation of Government from Banks.

Mr. E. G. PALMER, from the Special Joint Committee appointed to examine the Branch of the Bank of the State of South-Carolina at Columbia, made a report, which was made the Special Order of the Day for to-morrow 1 o'clock, and ordered to be printed.

Mr. SITGREAVES presented the Petition of citizens of York Village, praying the appointment of Commissioners of Streets for that Village; which was referred to the Committee on Roads, Bridges and Ferries.

The Senate returned, with their concurrence, the Report of the Special

try, for not performing their duties; which was referred to the Committee on the Judiciary.

Mr. STROTHER presented the Petition of sundry persons of Fairfield District, praying for the re-opening of an old road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. JOSEPH A. BLACK presented the Account of Samuel Weir, for advertising; which was referrdd to the Committee on Claims.

Mr. GAILLARD presented the Petition of sundry citizens of Pickens District, praying that William C. Lee and James A. Doyle be reinstated on the Board of Commissioners of Free Schools for Pickens District; which was referred to the Pendleton Delegation.

Mr. DESAUSSURE presented the Petition of the Regents of the Lunatic Asylum to confirm their contract for an additional wing to the Asylum; which was referred to the Committee on the Lunatic Asylum.

Mr. NORTHROP presented the Petition of Mira Reid, praying for the confirmation of title of certain lands; which was referred to the Committee on the Judiciary.

Mr. ANCRUM presented the Return of the Commissioners of Free Schools for the Parish of St. James, Goose Creek, for 1843; which was referred to the Committee on Education.

Mr. BROWN presented the Petition of John G. Smith and others, praying to be allowed a reward offered by the late Governor Noble for the apprehension of two negroes, the murderers of Hucks, of Charleston District; which was referred to the Committee on Claims.

On motion of Mr. SIMS,

Ordered, That when the House adjourns, it shall stand adjourned to meet at 12 o'clock, M. to-morrow.

On motion of Mr. ECKHARD,

A Bill to incorporate the village of Walterboro', and for other purposes therein mentioned, was *taken up* and read the second time. *Ordered*, That it be sent to the Senate.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following favorable Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

The Report of the Committee on Internal Improvements,

On the Petition of James Cayce, praying compensation for work done on the State Road.

Reports of the Committee on Claims,

On the Petition of Dr. Cotesworth Pinckney;

On the Petition of Jacob Wyrick; and

On the Account of the Richland Artillery:

The Reports of the Committee of Ways and Means,

On the Return of the City Council of Charleston, as to the Transient Poor Fund; and

On the Petition of James McAndrews:

The Reports of the Medical Committee,

On the Account of Dr. Joseph W. Duncan; and

On the Petition of Dr. James O. Hagood:

The Report of the Committee on the Judiciary,

On the Petition of the Clerk of the Court of Appeals, praying compensation for additional services.

The following unfavorable Reports were considered, and agreed to:

The Report of the Committee on Claims,

On the Petition of R. L. Wilson:

Reports of the Committee of Ways and Means,

On the Petition of William Cunningham; and

On the Petition of Elizabeth Conner:

Reports of the Committee on Roads, Bridges and Ferries,

On the Presentment of the Grand Jury of Barnwell, for Fall Term, 1843, respecting the duties of the Commissioners of the Roads;

On the Petition of Hiram Allen;

On the Presentment of the Grand Jury of Colleton District, for Spring Term, 1843, respecting Buck Head Causey; and

On the Petition of sundry citizens of Abbeville, praying for the establishment of a bridge over Long Cane Creek, at Cannon's:

Reports of the Committee on the Judiciary,

On a Resolution directing an enquiry into the expediency of abolishing the punishment of death in all cases, or of inflicting capital punishment in private;

On the Petition of Orsamus D. Allen; and

On a Resolution directing an enquiry into the expediency of substituting some other punishment instead of whipping.

The Report of the Committee of Ways and Means, on the Memorial of sundry citizens of Marion, praying the establishment of a Branch of the Bank of the State at Georgetown,

On motion of Mr. SIMS, was ordered to lie on the *table*.

The Resolution submitted by Mr. ROPER, for the appointment of a Committee to nominate Bank Directors, was called for consideration, and the same was amended and agreed to, as follows:

Resolved, That a Special Committee of seven, one to be taken from each Congressional District, be appointed to nominate suitable persons for President and Directors of the Bank of the State of South-Carolina, and that a message be sent to the Senate, asking that body to appoint a similar Committee to join the Committee of this House for that purpose.

The Speaker appointed the following gentlemen of the Committee: Messrs. ROPER, ALLISON, PICKENS, ENGLISH, CARN, BLAKENEY, and PERRIN, and an answer was sent accordingly.

The following Bills were read by their titles, and referred:

A Bill to extend the jurisdiction of Magistrates, in causes arising on Contracts, was referred to the Committee on District Offices and Officers.

A Bill to authorize office copies of Deeds in certain cases to be given in evidence, was referred to the Committee on the Judiciary.

A Bill to give the election of Commissioners of Roads to the People, was referred to the Committee on Roads, Bridges and Ferries.

A Bill to amend an Act entitled "An Act more effectually to prevent free negroes and persons of color from entering into this State, and for other purposes," was referred to the Committee on Federal Relations.

A Bill to vest in Mary Wolfe the right to certain property, was read the second time. Ordered that it be sent to the Senate.

The Report of the Committee on Agriculture,

On the Petition of citizens of Pendleton, praying the establishment of an Inspection for Tobacco at Hamburg, was re-committed to the same Committee.

The following Report was read:

The Committee on the Judiciary, to whom was referred a Resolution of enquiry into the expediency of giving by law, to complainants in Equity, the right of cross-examination, in open Court, of the Defendants, Report:

That the practice of the Court of Chancery permits the complainant, in his Bill, minutely to investigate the Defendant in every particular in which a discovery on the oath of the Defendant may be claimed; and to enforce a full answer thereto by exceptions for insufficiency, and by attachment, if the defendant refuses the information required.

This mode of examination, as more orderly and equally effectual, they are of opinion should not be changed, and they accordingly report, that it is inexpedient to legislate on the subject.

The House having made progress in the consideration of the Report, the debate thereon was adjourned, at 7 minutes past 4 o'clock, P. M., when,

On motion of Mr. SIMS, the House adjourned.

TUESDAY, DECEMBER 5, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Mr. ERVIN submitted the Presentment of the Grand Jury of Marlborough District, at Fall Term, 1843, in relation to the Free School System; which was referred to the Special Committee on so much of the Governor's Message as relates to the College, and the establishment of a High School at Limestone Springs.

Also, the Accounts of Dr. Alexander McLeod and Dr. B. J. Williams, for post mortem examinations; which were referred to the Medical Committee.

The SPEAKER announced that Mr. RILEY was added to the Committee on Agriculture and the Medical Committee.

Mr. CANNON presented the Petition of the Spartanburg Company of Artillery, praying compensation for the building of a House to secure their Cannon from the weather; which was referred to the Committee on the Military.

Mr. QUATTLEBUM presented the Petition of George Lorick and John S. Swygert, praying to be permitted to purchase or to use a portion of the State's land, near the upper end of the Columbia Canal, for a Mill Yard and purposes connected therewith; which was referred to the Committee on Internal Improvements.

Mr. POYAS presented the Return of the Commissioners of Free Schools for the Parish of St. Thomas and St. Dennis, for 1843; which was referred to the Committee on Education.

Mr. SIMONS presented the Petition of M. Laborde, late Secretary of State, praying compensation for services rendered, for which no compensation is fixed by law; also,

The Petition of W. F. Arthur, late Secretary of State, praying compensa-

tion for services rendered, for which no compensation is fixed by law; and

The Petition of R. Q. Pinckney, Secretary of State, praying compensation for services rendered, for which no compensation is fixed by law; which were severally referred to the Committee on Claims.

Mr. McCARTHY presented the Petition of Henry Goettee, Sheriff, to be allowed certain *nulla bona* executions as a discount against the State, and to be released from certain charges of interest; which was referred to the Committee of Ways and Means.

Mr. SEBRING presented the Memorial of the President and Directors of the State Bank of Charleston, praying that the suit instituted against them by and on behalf of the State may be discontinued, and that they may be allowed to accept the provisions of the Act of 1840: and

Mr. ENGLISH presented the Petition of Samuel Meek, praying not to be double taxed; which were referred to the Committee of Ways and Means.

Mr. TORRE presented the Petition of "the Grand Camp of South-Carolina," for an act of incorporation; and

The Petition of the Marion Artillery of Charleston, praying for a charter; which were referred to the Committee on Incorporations.

Mr. McLURE presented the Return of the Comissioners of Free Schools for Chester District, for 1843; which was referred to the Committee on Education.

Mr. NORTHROP, from the Committee on Education, made a Report on a Bill to provide for the Supervision of the Free Schools; which was ordered for consideration to-morrow.

Mr. FROST, from the Committee on the Judiciary, made Reports,

On the Presentment of the Grand Jury of Sumter, for Spring Term, 1843, on the subject of retailing;

On the Petition of James Kennedy and others; and

On a Bill further to prevent the fraudulent packing of Cotton; which were ordered for consideration to-morrow.

On motion of Mr. FROST, a Bill to give to the Ordinary the power to sell or divide real estate, where the value thereof does not exceed five thousand dollars, and for other purposes, was taken from the General Orders, and recommitted to the Committee on the Judiciary.

Mr. KING, from the Medical Committee, made a Report on the Petitions of several citizens of Barnwell District, praying suitable compensation be rendered to Drs. Dugas and Ford, for a *post mortem* examination; which was ordered for consideration to-morrow.

Mr. ROPER, from the Committee on Agriculture, to whom was referred the Petition of sundry citizens of Pendleton to establish an Inspection of Tobacco in the Town of Hamburg, reported a Bill to establish an Inspection and Ware-house at Hamburg, in Edgefield District, which was read the first time and ordered to be read a second time to-morrow.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Petition of Charles W. Watkins, praying that the Jacksonborough Ferry may be rechartered and vested in himself;

On the Petition of the lower Board of Commissioners of St. Peter's Parish, praying for the grant of the Beach Hill Road for a Public Highway;

On the Petition of sundry citizens of Barnwell District, praying for the opening of a new road;

On the Petition of Charles Hughes, for a Ferry over Edisto River at Jacksonborough; and

On the Petition of Emeline Walkington, praying a recharter of the Jacksonborough Ferry, in her own right; which were severally ordered for consideration to-morrow.

Mr. MIDDLETON, from the Special Joint Committee appointed to enquire into the expediency of electing an additional Law Judge, reported a Bill to provide for the election of an additional Judge of the Courts of General Sessions and Common Pleas; which was read the first time and made the Special Order of the Day for Thursday next, at 2 o'clock, P. M.

Pursuant to notice, and by leave of the House, Mr. LARTIGUE introduced a Bill to amend the law in relation to the powers and duties of Commissioners of Roads; which was read the first time and ordered to be read a second time to morrow.

Pursuant to notice, and by leave of the House, Mr. C. B. GRIFFIN introduced a Bill to alter and amend the 17th Section of an Act entitled "An Act to reduce all Acts and clauses of Acts in relation to the Militia of this State, to one Act, and to alter and amend the same;" which was read the first time and ordered to be read a second time to-morrow.

On motion of Mr. CARN,

Resolved, That it be referred to the Committee on the Military, to enquire into the expediency of forming an independent Battalion, to be composed of the following Beat Companies, to wit, the James Island Company, now attached to the 18th Regiment of Infantry, and the Edisto Island Company and Wadmalaw and John's Island Company now attached to the 13th Regiment of Infantry, and that they report accordingly.

The following Message was received from the Senate:

IN THE SENATE, December 5th, 1843.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate concurs in the Message from the House, referring the "Memorial of the City Council of Charleston, praying that a State Law Judge be elected, whose duty it shall be to reside in the City of Charleston and to hold the July and October Terms of the Charleston Court, and to take his course of duty with the other Law Judges in the Circuits of the State, during the January and April Terms of the Charleston Court," to the Special Joint Committee on the subject of an additional Law Judge.

By order of the Senate:

ANGUS PATTERSON, *President.*

Mr. ERVIN presented the Return of the Commissioners of Free Schools for Marlborough District, for 1843; which was referred to the Committee on Education.

Mr. DESAUSSURE presented the Report of the Regency of the Lunatic Asylum, with an account of the receipts and disbursements; which was referred to the Committee on the Lunatic Asylum

Pursuant to notice and by leave of the House, Mr. CHESNUT introduced a Bill to provide for the payment of the Public Debts; which was read the first time and ordered for a second reading to-morrow.

On motion of Mr. BONHAM,

Resolved, That the Committee of Ways and Means be instructed to en-

quire into the propriety and expediency of making provision for paying the expenses of the Board of Visiters of the Military Academies, when actually engaged in the discharge of their duties.

Mr. SEYMOUR presented the Petition of Daniel Legare, praying that a tax paid by mistake may be refunded; which was referred to the Committee of Ways and Means.

On motion of Mr. McELROY,

Resolved, That the Committee on District Offices and Officers enquire into the expediency of equalizing the costs of Clerks of the Court and Magistrates in proceedings on estrays, other than horses or mules, and that they report accordingly.

Mr. H. J. SMITH obtained leave to withdraw the Petition of Stephen Evans, praying to be paid the arrears of Pension due his sister Mrs. Frances Knowlton, a State Pensioner.

On motion of Mr. J. J. WILSON, leave of absence was granted to Mr. GEORGE R. DUNBAR for the remainder of the session, on account of indisposition.

At 1 o'clock, P. M, the Special Order was discharged, and the Reports of the Special Joint Committees appointed to examine the Principal and Branch Banks of the State of South-Carolina, was made the Special Order of the Day for Friday next, at 1 o'clock, P. M.

The House then proceeded to the consideration of the

GENERAL ORDERS,

And resumed the debate on the Report of the Committee on the Judiciary, on a Resolution directing an enquiry into the expediency of giving to Complainants in Equity the right of cross-examination of Defendants, in open Court; and after some time spent in the discussion thereof, the question was put, Will the House agree to the Report? which was decided in the negative.

Yeas.....39.
Nays.....68.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are,

Messrs. Ancrum,	Messrs. Geddes,	Messrs. O'Bryan,
Ashby,	Gist,	P. P. Palmer,
Belin,	Gregorie,	Phillips,
Blake,	Guignard,	Porter,
Blakeney,	Hay,	Raysor,
Bonham,	Jackson,	Rowell,
Carn,	Jamison,	Sebring,
Davie,	Lartigue,	Sims,
DeSaussure,	McCarthy,	Sparkman,
Earle,	Memminger,	Sullivan,
Eckhard,	Middleton,	Sumter,
Frost,	Mortimer,	Torre,
Gavin,	Mouzon,	Yates.

Those who voted in the negative are,

Hon. William F. Colcock, Speaker,

Messrs. Allison,	Messrs. Graham,	Messrs. Palmer, E. G.
Allston, W. J.	Griffin, C. B.	Palmer, John
Arthur,	Griffin, R. C.	Perrin,
Barton,	Grimball,	Pickens,
Black, John B.	Hardin,	Poyas,
Black, Joseph A.	Harrison,	Quattlebum,
Black, Wm. C.	Harvey,	Rhett,
Bowker,	Henry,	Rodgers,
Boswell,	Hibben,	Roper,
Brown,	Hunt,	Seymour,
Broyles,	Irby,	Sheppard,
Cannon,	King,	Sitgreaves,
Carson,	Littlejohn,	Smith, H. J.
Cook,	Long,	Smith, H.
Crockett,	McLure,	Smith, Joel
Davis, Henry	McElroy,	Smith, John
Davis, Young	Massey,	Strother,
Dickson,	Mayes,	Walker,
Eaves,	Miller, John C.	Whaley,
English,	Miller, J. P.	Williams,
Ervin,	Myers,	Wilson, James J.
Gaillard,	Nicholson,	Woodward.
Gowin,		

On motion of Mr. JOSEPH A. BLACK,

Ordered, That the said Report be recommitted to a Special Committee of five, to report by Bill, regulating the mode of compelling more perfectly a full and explicit answer from the Defendant, and the better regulating the taking of testimony in the Court of Equity. Of which Committee the Speaker appointed the following gentlemen, Messrs. HENRY, HUNT, MYERS, FROST and DESAUSSURE.

On motion of Mr. DAVIE, a Bill to amend the Constitution of this State, by limiting the power of the Legislature to contract debt, was made the Special order of the Day for Thursday next, at half past 12 o'clock P. M.

SPECIAL ORDER.

A Bill to authorize and require the Court of Appeals, when engaged in hearing cases from that Circuit, to sit in Charleston, which had been made the Special Order of the Day at 2 o'clock, was read the second time and ordered to be sent to the Senate.

On motion of Mr. FROST, a Bill to alter and amend the first section of the third Article of the Constitution, was taken from the General Orders, and made the Special Order of the Day, for Friday next, at 2 o'clock P. M.

On motion of Mr. MEMMINGER,

Ordered, That when this House adjourns it shall stand adjourned to meet at 12 o'clock M., to-morrow.

Messrs. MANNING and SIMONS, who were absent when the vote was taken, on agreeing to the Report of the Committee on the Judiciary, on a Resolution directing an enquiry into the expediency of giving to Complainants in Equity, the right of cross-examination of Defendants in open Court, were permitted

to record the vote they would have given if present, and their names having been called for that purpose, they severally answered aye.

On motion of Mr. WILLIAM C. BLACK, the House adjourned at 19 minutes past 4 o'clock, P. M.

WEDNESDAY, DECEMBER 6, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Additional Members: From St. Matthew's, Mr. ARTEMAS T. DARBY: From St. Andrew's, Mr. W. I. BULL.

The Senate sent to this House for concurrence, a Resolution appointing a Magistrate for St. Paul's Parish, which was referred to the Committee on Vacant Offices.

The Senate also sent to this House, a Bill to inflict capital punishment on slaves and free persons of color who may commit a certain offence; which was read the first time and ordered to be read a second time to-morrow.

The SPEAKER laid before the House the Report of J. N. Whitner, Solicitor of the Western Circuit, "concerning District Offices and their Officers;" which was referred to the Committee on District Offices and Officers.

Mr. LONG presented the Petition of sundry citizens of Union District, praying that the place of election may be changed from James Kitchens' to Jason Greer's; which was referred to the Committee on Privileges and Elections; and

The Petition of the Unionville Band, praying to be incorporated; which was referred to the Committee on Incorporations.

Mr. JOSEPH A. BLACK presented the Petition of sundry citizens of Richland District, praying that but one day of election be held for members of the House of Representatives and Senate in the town of Columbia, as in the country; which was referred to the Committee on Privileges and Elections.

Mr. BOSWELL obtained leave to withdraw the account of C. H. Goodman, against the State, for blankets furnished the Jail for Edgefield District, for 1843.

Mr. SIMS presented the protest of many citizens of Darlington District, against the establishment of a new road from Strother's Mill, to Society Hill, in said District; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. HENRY presented the Petition of sundry citizens of Spartanburg and Union, praying an appropriation to open Broad River; which was referred to the Committee on Internal Improvements.

Mr. DESAUSSURE obtained leave to withdraw the Petition of John J. Kinsler, presented at the last Session.

Mr. JOSEPH A. BLACK presented the Account of W. W. Purse, for work done in the Representatives' Hall; which was referred to the Committee on Claims.

Mr. HARDIN presented the Petition of sundry citizens of York District, praying to change a road leading to Leeche's Bridge, on Turkey Creek; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On the Petition of E. M. Spriggs, and

On the Petition of Charles McCulloch.

Mr. PERRIN presented the Petition of Susan Bowen, widow of Starling Bowen, praying to be placed on the pension roll; which was referred to the Committee on Pensions.

Mr. ECKHARD, from the Committee on Incorporations, reported "A Bill to incorporate certain Societies and Companies, and to renew and amend certain Charters heretofore granted; which was read the first time and ordered to be read a second time to-morrow.

Mr. JAMISON, from the Committee on the Military, made a Report

On a Resolution instructing that Committee to enquire and report upon the expediency of so amending the Act, entitled "An Act to reduce all Acts and clauses of Acts, in relation to the Militia of this State, into one Act," as to exempt all officers of the Judge Advocate's Department from the performance of ordinary Militia duty; which was ordered for consideration to-morrow.

The Committee on the Military was discharged from the further consideration of the communication from Nathaniel Bosworth, respecting projectiles, and the same was ordered to lie on the table.

Mr. CROCKETT, from the Committee on Pensions, made Reports,

On the Petition of Ann King;

On the Petition of Capt. Abel Robins;

On the Petition of William Pardue; and

On the Petition of Christiana Toulon; which were ordered for consideration to-morrow.

Mr. W. J. ALSTON, from the Committee on Public Buildings, made Reports,

On so much of the Presentment of the Grand Jury of Colleton District, for Fall Term, 1843;

On so much of the Presentment of the Grand Jury of Barnwell District, for Fall Term, 1843; and

On so much of the Presentment of the Grand Jury of Fairfield District, for Fall Term, 1843, as was referred to them, and which were severally ordered for consideration to-morrow.

Mr. PERRIN, from the Committee on Claims, made Reports,

On the Petition of Asa J. Muir;

On the Report of the Committee on Claims of the Senate, on the Petition of William H. Steele;

On the Account of the Clerk of the Court of Appeals;

On the Petition of R. Q. Pinckney, Secretary of State;

On the Petition of W. F. Arthur, late Secretary of State; and

On the Petition of M. Laborde, late Secretary of State; which were severally ordered for consideration to-morrow.

Mr. ANCRUM obtained leave to withdraw the Petition of Zachariah W. Lynes, presented at the last Session.

Mr. DESAUSSURE, from the Committee on the Judiciary, to whom was referred the letter of resignation of the Hon. B. J. Earle, made a Report, which was considered immediately, agreed to, and ordered to be sent to the Senate for concurrence.

Mr. SIMS submitted the following Resolution, which was considered immediately, agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, that the present Session of the General Assembly be adjourned on Tuesday, the 19th day of December instant.

Mr. SUMTER presented the Petition of sundry citizens of Sumter, for certain changes in the Road Law; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. ANCRUM presented the Report of the Commissioners on the dividing line between St. John's, Berkley, and St. James', Goose Creek; which was referred to the Delegations from those Parishes.

Mr. RHETT presented the Account of John A. Stuart, for printing; which was referred to the Committee on Claims.

Mr. E. G. PALMER presented the Return of the Commissioners of Free Schools for Fairfield District, for 1843; which was referred to the Committee on Education.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to incorporate a Provident Institution for Savings in the City of Charleston, was read the second time, and ordered to be sent to the Senate.

The General Orders were suspended, when the following Message was received from the Senate:

IN THE SENATE, December 6th, 1843.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate have appointed Messrs. MOSES, DARGAN, RIVERS, EVINS, and H. H. THOMSON, a Committee on the part of the Senate, "to enquire if it be practicable so to distribute the Judicial duties of the Judges, as to enable them to call the Dockets of the Courts of Equity twice a year, for each Judicial District, without any increase of their number, and that the said Joint Committee have leave to report by Bill or otherwise," and respectfully asks your House to appoint a similar Committee to meet the Committee on the part of the Senate.

By order of the Senate:

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer returned; and the Speaker appointed the following gentlemen of the Committee on the part of this House: Messrs. HUNT, SIMS, McCARTHY, DESAUSSURE and PERRIN.

Mr. FROST, from the Committee on the Judiciary, made a Report

On the Petition of numerous citizens of Greenville and Spartanburg, for a new District; which was ordered for consideration to-morrow.

Mr. FROST, from the same Committee, to whom was referred the Petition of W. G. Burdell, reported "a Bill to vest in Rebecca Burdell and her children the right of the State to the escheated property of Charles Ellis;" which was read the first time, and ordered to be read a second time to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, to whom was referred the Memorial of the President and Directors of the Bank of South Carolina, asking leave to accept the provisions of the Act of 1840, and also, so much of the Governor's Message in relation to the same subject, reported "a Bill to amend an Act entitled "An Act to provide against the Suspension of Specie payments by the Banks of this State;" which was read the first time, and ordered to be read a second time to-morrow.

van's Island, to the soldiers of the United States Army; which was referred to the Committee on the Military.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report on the Memorial of the Charleston, Louisville and Cincinnati Rail Road Company, in relation to the duties on Rail Road Iron; which was ordered for consideration to-morrow.

Mr. MIDDLETON, from the same Committee, to whom was referred the Petition of Frederick William Green, reported a Bill to vest in Frederick William Green, the Columbia Canal for twenty one years; which was read the first time and ordered to be read a second time to-morrow.

Mr. HENRY, from the Special Committee to whom was re-committed the Report of the Committee on the Judiciary, on a Resolution of inquiry into the expediency of giving by law to Complainants in Equity the right of cross-examination of Defendants in open Court, reported a Bill to change the practice in Equity, as regards Defendants and witnesses; which was read the first time and ordered to be read a second time to-morrow.

Mr. KING, from the Medical Committee, made Reports,

On the Account of Dr. B. J. Williams; and

On the Account of Dr. Alexander McLeod; which were ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the Report of the Secretary of State;

On the Petition of Henry Goettee, Sheriff of Beaufort;

On the Petition of Daniel Legaré;

On the Memorial of sundry citizens of Horry District, praying the establishment of a Branch of the Bank of the State at Georgetown; and

On a Bill to alter and amend an Act entitled "An Act to provide against the suspension of specie payments by the Banks of this State and for other purposes;" which were severally ordered for consideration to-morrow.

Mr. MEMMINGER, from the same Committee, to whom was referred so much of the Comptroller General's Report as relates to the administration of the Finances for the ensuing year, reported

A Bill prescribing the duties of certain officers in the collection of supplies, the payment of salaries, and for other purposes; and

A Bill to raise supplies for the year commencing in October, one thousand eight hundred and forty-three; which were read the first time and ordered to be read a second time to-morrow.

Mr. DESAUSSURE, from the Committee of the whole House, to whom was referred a Bill to amend the Constitution of the State, with a view to suppress Duelling, made a Report, which was ordered for consideration to-morrow.

Mr. JAMISON, from the Committee on the Military, to whom was referred the Memorial of the Officers of the 23d Regiment, as to the application for the formation of a new Volunteer Company within the limits of the said Regiment, reported a Bill to authorize the formation of a new Volunteer Company within the limits of the 23d Regiment of Infantry; which was read the first time and ordered to be read a second time to-morrow.

Mr. JAMISON, from the same Committee, to whom was referred the Petition of the Officers of the Battalion of Artillery in Charleston, praying for Regimental organization, reported a Bill to authorize the formation of a Regi-

ment of Artillery in the Parishes of St. Philip and St. Michael; which was read the first time and ordered to be read a second time to-morrow.

Mr. JAMISON, from the same Committee, to whom was referred the Petition of the delegation from Kershaw, praying an appropriation for the erection of a building for the security of their Cannon, and the Petition of the Spartanburg Company of Artillery, praying compensation for the building of a Gun-house to secure their Cannon from the weather, made a Report, which was ordered for consideration to-morrow.

On motion of Mr. JAMISON, the Committee on the Military was discharged from the further consideration of the Petition of James D. Tradewell and others, praying an act of Incorporation, and the same was referred to the Committee on Incorporations.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Petition of sundry citizens of York District, praying that an Act be passed creating a water police;

On the Petition of sundry citizens of Newberry District, praying that the Commissioners of Roads, Bridges and Ferries, may be elected by the People;

On the Petition of the Commissioners of Roads of York District, praying the passage of a law more particularly explaining the duties of the Commisioners of Roads, in granting licenses to retail, and also an alteration of the law relating to working on the roads; and

On the Petition of sundry citizens of Sumter, for certain changes in the Road Law; which were severally ordered for consideration to-morrow.

Mr. NORTHROP presented the Report of the Attorney General on the Ludlam School Fund, transmitting the annual Report of the Vestry of St. James, Goose Creek, for the year 1843; which was referred to the Committee on Education.

Mr. FROST, from the Committee on the Judiciary, made Reports,

On a Bill to alter an Act entitled "an Act concerning the office and duties of Magistrates;" and

On a Bill to give to the Ordinary the power to sell or divide real estate where the value thereof does not exceed five thousand dollars, and for other purposes; which were ordered for consideration to-morrow.

Mr. FROST, from the same Committee to whom was referred the Petition of the heirs and representatives of George Stairley and Elizabeth C. Long, reported

A Bill to release the right and interest of the State in the personal property of Frederick Joseph Wallern, to the heirs of George Stairley and Elizabeth Catharine Long; which was read the first time and ordered to be read a second time to-morrow.

The Senate returned with their concurrence a Resolution to adjourn the present Session of the General Assembly on the 19th instant.

Pursuant to notice and by leave of the House, Mr. WILLIAM C. BLACK introduced "A Bill to authorize the Commissioners of Roads to issue execution against the person of defaulters; which was read the first time and ordered to be read a second time to-morrow.

The House then proceeded to the consideration of a Bill to amend the Constitution of this State, by limiting the power of the Legislature to contract

Messrs. Eckhard, Messrs. Mouzon, Mr. Woodward. O.
Gaillard, Nicholson,

Those who voted in the Negative, are

Messrs. Ashby, Messrs. Gavin, Messrs. Palmer, John
Black, Joseph A. Gregorie, Palmer, P. P.
Blake, Hibben, Phillips,
Bowker, Irby, Porter,
Brown, Jamison, Poyas,
Cox, Manning, Simons,
Darby, Middleton, Sullivan,
Ervin, Myers, Yates.
Frost, Palmer, E. G.

Mr. BULL gave notice, that he will ask leave to morrow to introduce a Bill to alter and amend the Patrol Law.

Mr. E. G. PALMER presented the Memorial of sundry citizens of Chester, Fairfield and Lancaster, asking an Appropriation for the Wateree River; which was referred to the Committee on Internal Improvements.

Mr. BROWN presented the Petition William B. Villard, praying compensation for a discovery of the agricultural resources of the State; which was referred to the Committee on Agriculture.

Mr. BROWN, from the Committee on Grievances, to whom had been referred the Petition of sundry citizens of Edgefield District, praying the formation of a new Judicial District, reported a Bill to provide for the formation of a new Judicial District within the limits of Edgefield District, to be called Saluda District, and for other purposes; which was read the first time and ordered to be read a second time to-morrow.

On motion of Mr. JOSEPH A. BLACK,

Resolved, That the use of this Hall be granted to the Temperance Convention to-morrow evening.

Mr. DAVIE presented the Petition of Thomas Moore, praying to be released from so much of his bond given for the purchase of a tract of public land as may be covered by an older grant; which was referred to the Committee on the Judiciary.

Mr. HUNT submitted the following Resolution, which was agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Solicitor of the Circuit in which Richland District is situated, be directed to enquire into any trespass committed on the State House or its appendages, and to take such steps as may be agreeable to law to obtain redress for the State.

Mr. HUNT also submitted the following Resolutions, which were ordered for consideration to-morrow, and to be printed:

Resolved, That the Capitol and its adjacent grounds and buildings shall be under the general care of his Excellency the Governor, for the time being, who shall be authorized to appoint some fit and proper person to take the immediate charge of the same, and keep and preserve the same from injury, and prosecute all persons tresspassing upon or injuring the same, through the Solicitor of the District. The said Keeper shall also be bound, at all times, to see the Capitol and its rooms used by the two Houses, (especially during the session of the Legislature,) opened, warmed, lighted and carefully closed at night, and all fires safely secured, and again opened, ventilated and kept clean every day. During the vacation of the Legislature, it shall be the duty

of the said Keeper to cause all the furniture of the two Houses and the rooms appropriated for the use of the Legislature, carefully locked and secured and from time to time, again opened, examined and preserved from injury and decay, and generally to preserve the Houses and furniture from injury from any cause; and, in the discharge of said duties, shall during the vacation of the Legislature abide by and execute the orders and directions of the Governor, and, during the session of the Legislature, the orders and directions of that Body or such persons as they may by joint Resolution, appoint; which said Keeper the Governor may at any time remove for neglect or other good cause, and appoint another in his place. And the Governor shall fix such compensation for said services, not exceeding the amount heretofore paid for like services, as he may find necessary and proper.

Be it further Resolved, That the Governor shall at all times have access to the Public Offices of the State, and may appropriate such parts of the State House for their accommodation as he may find most convenient for them, not interfering with the rooms appropriated for the use of the Legislature. That the Keeper of the State House shall also perform the duties prescribed by the Resolution of both Houses in 1833.

On motion of Mr. MIDDLETON, the House was discharged from the consideration of a Bill to provide for the election of an additional Judge of the Courts of General Sessions and Common Pleas, which was made the Special Order for 2 o'clock this day, and the same was made the Special Order of the day, for Monday next, at 1 o'clock, P. M.

On motion of Mr. FROST,

Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow.

On motion of Mr. SHEPPARD, the House then adjourned at one minute past 4 o'clock, P. M.

FRIDAY, DECEMBER 8, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate sent to this House for concurrence,

The Report of the Committee on the Lunatic Asylum and Medical Accounts, of the Senate, on the Petition of several citizens of Barnwell District, praying compensation for services rendered the State in detecting arsenic in a case of alleged murder; which was referred to the Medical Committee of this House:

The Report of the Committee on the College, Education and Religion, of the Senate, on the Comptroller's Report, respecting a balance of the Free School Fund for Kingston, now at the credit of the State; which was referred to the Committee on Education, of this House:

A Resolution appointing two additional Commissioners of the Roads for Darlington District; which was referred to the Committee on Roads, Bridges and Ferries; and

A Resolution appointing a Coroner and Magistrate for Lancaster; which was referred to the Committee on Vacant Offices.

The Senate also sent to this House, the following Bills, which were read the first time, and ordered to be read a second time to-morrow:

A Bill regulating Hawkers and Pedlars;

A Bill to amend the law in relation to actions commenced by writ of foreign attachment; and

A Bill to establish the office of Assayer.

Message No. 4 was received from his Excellency the Governor.

So much as relates to the Downer Fund, and the Report of the Commissioner in Equity for Edgefield District on that subject, was referred to the Edgefield Delegation:

So much as relates to the Military Academies, and the Report of the Board of Visiters, was referred to the Committee on the Military:

So much as relates to the Books and Documents in the State House, and the inventory of the same, was referred to the Committee on the Legislative Library:

So much as relates to a Professorship of Greek Literature in the South-Carolina College, with a Resolution of the Trustees thereon, and the account of the College Treasurer, were referred to the Committee on Education, and the Account of the College Treasurer, was ordered to be printed.

The SPEAKER laid before the House the Annual Private Report of the President of the Bank of the State of South-Carolina; which was referred to the Committee appointed to nominate suitable persons for Bank Directors.

The SPEAKER also laid before the House the Report of the President of the Bank in answer to a Resolution of this House, adopted on the 30th November last; which was made the Special Order of the Day for Tuesday next, at 12 o'clock, M., and ordered to be printed.

The SPEAKER also laid before the House the Report of the Attorney General on District Officers and their Offices, within Charleston District; which was referred to the Committee on District Offices and Officers.

Mr. PRESSLY presented the Petition of Mary Laird, widow of John Laird, praying that she may be placed on the Pension List; which was referred to the Committee on Pensions.

Mr. EARLE presented the Petition of Col. Wilson Barton, praying that he may be allowed to purchase three acres of public land on the Saluda Turnpike Road; which was referred to the Committee on Internal Improvements: also,

The Petition of Robert Cox, praying compensation for boarding prisoners and guard; which was referred to the Committee on Claims: also,

The Account of Dr. T. C. Austin, for a *post mortem* examination; which was referred to the Medical Committee.

Mr. SITGREAVES presented the Petition of Samuel McElhany, praying to be placed on the Pension list; which was referred to the Committee on Pensions.

Mr. HAY presented the Petition of Bryant Weathersbee, praying to be refunded a double tax; which was referred to the Committee of Ways and Means.

Mr. E. G. PALMER presented the counter Petition of sundry citizens of Fairfield District, against the establishment of the old Saluda Road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BONHAM presented the Petition of James Head, praying to be placed on the Pension list; which was referred to the Committee on Pensions.

Mr. HUNT presented the Petition of D. L. McKay, praying payment of a debt due by the State; which was referred to the Committee of Ways and Means.

Mr. GOWIN obtained leave to withdraw the Petition of many citizens of Horry District, praying for the establishment of a separate Court of Equity for Horry District, presented at the last Session.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On the Petition of A. D. Hilliard, praying to be released from a bond given to the Superintendent of Public Works; and

On a Bill to reduce the ferriage at Vance's Ferry, at the time of high water; which were ordered for consideration to-morrow.

Mr. PICKENS, from the Committee on Privileges and Elections, to whom was referred a Resolution proposing so to amend the Constitution as to give only one day to the General Elections hereafter, reported a Bill to amend the tenth Section of the first Article of the Constitution of this State; which was read the first time, and ordered to be read a second time to-morrow.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On a Bill to give the election of Commissioners of Roads to the people; and

On the Petition of sundry citizens of Newberry District, praying for an alteration by law, of the mode of appointing Commissioners of Roads and Bridges; which was ordered for consideration to-morrow.

Mr. NORTHROP, from the Committee on Education, made a Report,

On the Presentment of the Grand Jury of Lancaster District, respecting the Free School system; which was ordered for consideration to-morrow.

On motion of Mr. NORTHROP, the Committee on Education was discharged from the consideration of the Petition of sundry citizens of Pickens District, praying that W. C. Lee, and James A. Doyle, be restored as Commissioners of Free Schools; and the same was referred to the Pendleton Delegation.

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On a Bill, supplementary to an Act, entitled "An Act to give the Commissioners of the Poor, for the several Districts and Parishes of this State, power to purchase lands and build Poor Houses thereon, for the support and maintenance of the Poor of said Districts and Parishes;" passed on the 16th day of December, 1824; and

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On the Petition of J. G. Smith and others; and

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Pursuant to notice and by leave of the House, Mr. TORRE introduced a Bill to extend the summary process jurisdiction of the Courts of Common Pleas; which was read the first time and ordered to be read a second time to-morrow.

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On the question that the Preamble and Resolutions be printed, Tellers were called for and the House divided; and the SPEAKER appointed Messrs. HUNT and MIDDLETON to count the House.

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The Hon. Wm. F. Colcock, Speaker:

Messrs. Allison, Messrs. Geddes, Messrs. Palmer, E. G.

Messrs. Arthur,	Messrs. Gist,	Messrs. Perrin,
Barton,	Gowin,	Pickens,
Belin,	Graham,	Porter,
Black, John B.	Griffin, C. B.	Poyas,
Black, Jos. A.	Griffin, R. C.	Pressly,
Black, W. C.	Grimball,	Quattlebum,
Blakeney,	Hardin,	Raysor,
Bonham,	Harrison,	Rodgers,
Boswell,	Harvey,	Roper,
Brown,	Henry,	Rowell,
Broyles,	Hibben,	Sebring,
Cannon,	Hunt,	Seymour,
Carn,	Irby,	Sheppard,
Cook,	Jackson,	Sims,
Cox,	Jolly,	Sitgreaves,
Crockett,	Littlejohn,	Smith, Henry J.
Davis, Henry	Long,	Smith, Henry
Davis, Young	McLure,	Smith, Joel
Dawkins,	McElroy,	Smith, John
DeSaussure,	Massey,	Sparkman,
Dickinson,	Mayes,	Strother,
Dickson,	Memminger,	Sullivan,
Earle,	Miller, John C.	Sumter,
Eaves,	Miller, J. P.	Torre,
Eckhard,	Mortimer,	Williams,
English,	Nicholson,	Wilson, Jas. J.
Frost,	Northrop,	Woodward,
Gaillard,	O'Bryan,	

Those who voted in the Negative are:

Messrs. Alston, W. J.	Messrs. Gregorie,	Messrs. Mouzon,
Ashby,	Guignard,	Palmer, John
Blake,	Hay,	Palmer, P. P.
Bowker,	Jamison,	Phillips,
Bull,	King,	Rhett,
Carson,	Lartigue,	Simons,
Darby,	McCarthy,	Walker,
Davie,	Manning,	Whaley,
Ervin,	Middleton,	Yates.
Gavin,		

On motion of Mr. FROST,

Ordered, That when this House adjourns it shall be adjourned to meet at 11 o'clock A. M. to-morrow.

Mr. DESAUSSURE presented the Memorial of James Wallace, in relation to the Columbia Canal; which was referred to the Committee on Internal Improvements.

On motion of Mr. C. B. GRIFFIN, the House adjourned at 8 minutes past 4 o'clock P. M.

SATURDAY, DECEMBER 9, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The SPEAKER laid before the House the Report of the Solicitor of the Northern Circuit, on District Officers and their Offices; which was referred to the Committee on District Offices and Officers.

Mr. MIDDLETON presented the memorial of many citizens of the fourth Congressional District, praying for the establishment of a Branch of the Bank of the State at Georgetown; which was referred to the Committee of Ways and Means.

Mr. SPARKMAN presented the Petition of the Commissioners of the Transient Poor for Prince George, Winyaw, for 1843; which was referred to the Committee of Ways and Means.

Mr. JOSEPH A. BLACK presented the Memorial of Dr. James Wallace, praying that the prayer of F. W. Green, for a lease of the Columbia Canal, be not granted; which was referred to the Committee on Internal Improvements.

Mr. GOWIN presented the Petition of sundry citizens of Horry Judicial District, praying that a Court of Equity may be established in said District; which was referred to the Committee on the Judiciary.

Mr. ASHBY presented the petition of the Vestry and Wardens of St. Thaddeus' Church, at Aiken, praying for incorporation; which was referred to the Committee on Incorporations.

Mr. JAMISON, from the Committee on the Military, made Reports,

On a Bill to alter and amend the 17th Section of an Act entitled "An Act to reduce all Acts and clauses of Acts in relation to the Militia of this State to one Act, and to alter and amend the same:

On so much of the Governor's Message No. 1, as relates to the appropriation for the purchase of arms and Military equipments:

On a Resolution of enquiry in relation to the formation of an Independent Battalion, to be composed of the James Island, Edisto Island, Wadmalaw and John's Island companies;

On the Account of Silas W. Key, principal of the Military Band of the 1st Brigade, for services rendered at the Pickensville encampment; and

On the Petition of General Armistead, William A. Carson and others, praying that a check may be imposed on the sale of ardent spirits on Sullivan's Island, to the soldiers of the United States Army; which were severally ordered for consideration on Monday next.

Mr. JAMISON, from the same Committee, to whom was referred Messages Nos. 1 and 4 of His Excellency the Governor, respecting the State Military Academies, reported a Bill to amend the second Section of an Act to convert the Arsenal at Columbia and the Citadel and Magazine at and near Charleston, into Military Schools; which was read the first time and ordered to be read a second time on Monday next.

On motion of Mr. JAMISON, five hundred copies of the Regulations of the Arsenal Academy at Columbia and Citadel Academy, and the usual number of the Report of the Board of Visiters of the Military Academies, were ordered to be printed.

On motion of Mr. JAMISON, the Committee on the Military was discharged from the consideration of the account of John Stubs for printing, and

A Bill regulating Hawkers and Pedlars;

A Bill to amend the law in relation to actions commenced by writ of foreign attachment; and

A Bill to establish the office of Assayer.

Message No. 4 was received from his Excellency the Governor.

So much as relates to the Downer Fund, and the Report of the Commissioner in Equity for Edgefield District on that subject, was referred to the Edgefield Delegation:

So much as relates to the Military Academies, and the Report of the Board of Visiters, was referred to the Committee on the Military:

So much as relates to the Books and Documents in the State House, and the inventory of the same, was referred to the Committee on the Legislative Library:

So much as relates to a Professorship of Greek Literature in the South-Carolina College, with a Resolution of the Trustees thereon, and the account of the College Treasurer, were referred to the Committee on Education, and the Account of the College Treasurer, was ordered to be printed.

The SPEAKER laid before the House the Annual Private Report of the President of the Bank of the State of South-Carolina; which was referred to the Committee appointed to nominate suitable persons for Bank Directors.

The SPEAKER also laid before the House the Report of the President of the Bank in answer to a Resolution of this House, adopted on the 30th November last; which was made the Special Order of the Day for Tuesday next, at 12 o'clock, M., and ordered to be printed.

The SPEAKER also laid before the House the Report of the Attorney General on District Officers and their Offices, within Charleston District; which was referred to the Committee on District Offices and Officers.

Mr. PRESSLY presented the Petition of Mary Laird, widow of John Laird, praying that she may be placed on the Pension List; which was referred to the Committee on Pensions.

Mr. EARLE presented the Petition of Col. Wilson Barton, praying that he may be allowed to purchase three acres of public land on the Saluda Turnpike Road; which was referred to the Committee on Internal Improvements: also,

The Petition of Robert Cox, praying compensation for boarding prisoners and guard; which was referred to the Committee on Claims: also,

The Account of Dr. T. C. Austin, for a *post mortem* examination; which was referred to the Medical Committee.

Mr. SITGREAVES presented the Petition of Samuel McElhany, praying to be placed on the Pension list; which was referred to the Committee on Pensions.

Mr. HAY presented the Petition of Bryant Weathersbee, praying to be refunded a double tax; which was referred to the Committee of Ways and Means.

Mr. E. G. PALMER presented the counter Petition of sundry citizens of Fairfield District, against the establishment of the old Saluda Road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BONHAM presented the Petition of James Head, praying to be placed on the Pension list; which was referred to the Committee on Pensions.

Mr. HUNT presented the Petition of D. L. McKay, praying payment of a debt due by the State; which was referred to the Committee of Ways and Means.

Mr. GOWIN obtained leave to withdraw the Petition of many citizens of Horry District, praying for the establishment of a separate Court of Equity for Horry District, presented at the last Session.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On the Petition of A. D. Hilliard, praying to be released from a bond given to the Superintendent of Public Works; and

On a Bill to reduce the ferriage at Vance's Ferry, at the time of high water; which were ordered for consideration to-morrow.

Mr. PICKENS, from the Committee on Privileges and Elections, to whom was referred a Resolution proposing so to amend the Constitution as to give only one day to the General Elections hereafter, reported a Bill to amend the tenth Section of the first Article of the Constitution of this State; which was read the first time, and ordered to be read a second time to-morrow.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On a Bill to give the election of Commissioners of Roads to the people; and

On the Petition of sundry citizens of Newberry District, praying for an alteration by law, of the mode of appointing Commissioners of Roads and Bridges; which was ordered for consideration to-morrow.

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Barton,
Belin,
Black, John B.
Black, Jos. A.
Black, W. C.
Blakeney,
Bonham,
Boswell,
Brown,
Broyles,
Cannon,
Carn,
Cook,
Cox,
Crockett,
Davis, Henry
Davis, Young
Dawkins,
DeSaussure,
Dickinson,
Dickson,
Earle,
Eaves,
Eckhard,
English,
Frost,
Gaillard,
Messrs. Gist,
Gowin,
Graham,
Griffin, C. B.
Griffin, R. C.
Grimball,
Hardin,
Harrison,
Harvey,
Henry,
Hibben,
Hunt,
Irby,
Jackson,
Jolly,
Littlejohn,
Long,
McLure,
McElroy,
Massey,
Mayes,
Memminger,
Miller, John C.
Miller, J. P.
Mortimer,
Nicholson,
Northrop,
O'Bryan,
Messrs. Perrin,
Pickens,
Porter,
Poyas,
Pressly,
Quattlebum,
Raysor,
Rodgers,
Roper,
Rowell,
Sebring,
Seymour,
Sheppard,
Sims,
Sitgreaves,
Smith, Henry J.
Smith, Henry
Smith, Joel
Smith, John
Sparkman,
Strother,
Sullivan,
Sumter,
Torre,
Williams,
Wilson, Jas. J.
Woodward,

Those who voted in the Negative are:

Messrs. Alston, W. J.
Ashby,
Blake,
Bowker,
Bull,
Carson,
Darby,
Davie,
Ervin,
Gavin,
Messrs. Gregorie,
Guignard,
Hay,
Jamison,
King,
Lartigue,
McCarthy,
Manning,
Middleton,
Messrs. Mouzon,
Palmer, John
Palmer, P. P.
Phillips,
Rhett,
Simons,
Walker,
Whaley,
Yates.

On motion of Mr. FROST,

Ordered, That when this House adjourns it shall be adjourned to meet at 11 o'clock A. M. to-morrow.

Mr. DESAUSSURE presented the Memorial of James Wallace, in relation to the Columbia Canal; which was referred to the Committee on Internal Improvements.

On motion of Mr. C. B. GRIFFIN, the House adjourned at 8 minutes past 4 o'clock P. M.

SATURDAY, DECEMBER 9, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The SPEAKER laid before the House the Report of the Solicitor of the Northern Circuit, on District Officers and their Offices; which was referred to the Committee on District Offices and Officers.

Mr. MIDDLETON presented the memorial of many citizens of the fourth Congressional District, praying for the establishment of a Branch of the Bank of the State at Georgetown; which was referred to the Committee of Ways and Means.

Mr. SPARKMAN presented the Petition of the Commissioners of the Transient Poor for Prince George, Winyaw, for 1843; which was referred to the Committee of Ways and Means.

Mr. JOSEPH A. BLACK presented the Memorial of Dr. James Wallace, praying that the prayer of F. W. Green, for a lease of the Columbia Canal, be not granted; which was referred to the Committee on Internal Improvements.

Mr. GOWIN presented the Petition of sundry citizens of Horry Judicial District, praying that a Court of Equity may be established in said District; which was referred to the Committee on the Judiciary.

Mr. ASHBY presented the petition of the Vestry and Wardens of St. Thaddeus' Church, at Aiken, praying for incorporation; which was referred to the Committee on Incorporations.

Mr. JAMISON, from the Committee on the Military, made Reports,

On a Bill to alter and amend the 17th Section of an Act entitled "An Act to reduce all Acts and clauses of Acts in relation to the Militia of this State to one Act, and to alter and amend the same:

On so much of the Governor's Message No. 1, as relates to the appropriation for the purchase of arms and Military equipments:

On a Resolution of enquiry in relation to the formation of an Independent Battalion, to be composed of the James Island, Edisto Island, Wadmalaw and John's Island companies:

On the Account of Silas W. Key, principal of the Military Band of the 1st Brigade, for services rendered at the Pickensville encampment; and

On the Petition of General Armistead, William A. Carson and others, praying that a check may be imposed on the sale of ardent spirits on Sullivan's Island, to the soldiers of the United States Army; which were severally ordered for consideration on Monday next.

Mr. JAMISON, from the same Committee, to whom was referred Messages Nos. 1 and 4 of His Excellency the Governor, respecting the State Military Academies, reported a Bill to amend the second Section of an Act to convert the Arsenal at Columbia and the Citadel and Magazine at and near Charleston, into Military Schools; which was read the first time and ordered to be read a second time on Monday next.

On motion of Mr. JAMISON, five hundred copies of the Regulations of the Arsenal Academy at Columbia and Citadel Academy, and the usual number of the Report of the Board of Visiters of the Military Academies, were ordered to be printed.

On motion of Mr. JAMISON, the Committee on the Military was discharged from the consideration of the account of John Stubs for printing, and

Mr. JOSEPH A. BLACK obtained leave to withdraw the same.

Mr. ROPER, from the Committee on Agriculture, to whom was referred the Petition of W. B. Villard, made a Report, which was ordered for consideration on Monday next.

Mr. MIDDLETON, from the Committee on Internal Improvements, to whom was referred the Petition of George Lorick and John S. Swygert, reported a Bill to authorize the Superintendent of Public Works to sell a tract of the State's Land; which was read the first time and ordered to be read a second time on Monday next.

Mr. JOEL SMITH presented the Petition of sundry citizens of Abbeville District, respecting Weights and Measures; which was referred to the Committee on District Offices and Officers.

Mr. JOSEPH A. BLACK presented the Petition of Jacob Geiger, praying that if the State sell certain lands purchased from petitioner, he may have the same at the price he received; which was referred to the Committee on Internal Improvements.

Mr. TORRE, from the Committee on Colored Population, made a Report on the Presentment of the Grand Jury of Colleton District, respecting free colored debtors; which was ordered for consideration on Monday next.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Petition of sundry citizens of Spartanburg, praying that a road be re-opened and made public; and

On the Petition of sundry citizens of Fairfield District, praying for the re-opening of an old road; which were ordered for consideration on Monday next.

Mr. CROCKETT, from the Committee on Pensions, made Reports,

On the Petition of Ann Richardson, and

On the Petition of Susan Brown; which were ordered for consideration on Monday next.

Mr. PHILLIPS presented the Petition of Beaufort T. Watts, praying compensation for services rendered the State; which was referred to the Committee on Claims.

The Senate concurred in and returned to this House, the Reports of the Committee on Claims,

On the account of C. H. Goodman, Jailer of Edgefield District, for blankets furnished the Jail, in 1842;

On the Petition of Dr. Cotesworth Pinckney, and

On the account of the Richland Artillery:

The Report of the Committee on Pensions,

On the Petition of William Douglass; and

The Report of the Committee of Ways and Means,

On the Petition of James McAndrews.

The Senate sent to this House for concurrence,

The Reports of the Committee on Claims, of the Senate,

On the Account of H. T. Franklin, Jailer of Fairfield District;

On the Account of B. Johnson, Sheriff of Union;

On the Petition of John W. Burbridge;

On the Account of James Graham;

On the Account of W. W. Purse; and

On the Account of H. H. Kinard, Sheriff of Newberry; which were severally referred to the Committee on Claims of this House: also,

The Reports of the Committee on Finance and Banks,

On the Petition of Daniel Legare; and

On the Petition of William McKenna; which were referred to the Committee of Ways and Means:

The Report of the Committee on Internal Improvements and Agriculture,

On the Account of the Superintendent of Public Works; which was referred to the Committee on Internal Improvements of this House:

The Reports of the Committee on the Military and Pensions,

On the Petition of Martha Carroll, and

On the Petition of Ann Richardson; which were referred to the Committee on Pensions of this House.

The Senate also sent to this House for concurrence,

A Resolution providing for certain information, by the President of the Bank and Comptroller General, as to the finances of the State; which was referred to the Committee of Ways and Means.

The Senate sent to this House a Bill to restore to each branch of the Legislature the right of enquiring into the finances of the State; which was read the first time and ordered to be read a second time on Monday next.

The Senate also sent to this House, the Report of the Delegation from the Parishes of St. Paul's and St. George's, Dorchester, on the Report of the Commissioners appointed to ascertain the dividing line between the said Parishes; which was ordered to be considered immediately, and was concurred in and ordered to be returned to the Senate.

Mr. O'BRYAN submitted the following Resolution, which was considered immediately, agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Commissioners of Public Buildings for Colleton District be authorized to sell the lot of ground in the town of Jacksonboro' whereon the old Jail stood in said District.

Mr. BONHAM gave notice that he will ask leave, on Monday next, to introduce a Bill to provide for a more definite mode of preparing the reports of cases carried up to the Appeal Courts.

Mr. TORRE gave notice that he will ask leave, on Monday next, to introduce a Bill to amend an Act entitled "An Act to secure the just rights of Mechanics, handicraftsmen, and for other purposes therein mentioned."

Mr. MIDDLETON, from the Special Joint Committee on the expediency of electing an additional Law Judge, and on the Memorial of the City Council of Charleston, praying for the establishment of a local Judge, made a Report, which was ordered for consideration on Monday next.

Mr. DARBY presented the Return of the Commissioners of Free Schools for St. Matthew's Parish; which was referred to the Committee on Education.

Mr. HUNT, from the Special Committee on the Repairs of the Capitol, made a Report and submitted sundry accounts and the contracts made by the Committee for the repairs. The Report was ordered for consideration on Monday next, and to be printed; and the accounts and contracts were referred to the Committee on Claims.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Petition of the citizens of Laurens, praying certain alterations in the Road Law, also that the Commissioners of Roads be elected by the people; and

On the Petition of sundry citizens of Darlington District, for a new Road; which were ordered for consideration on Monday next.

Messrs. Blake, Carn, Darby, DeSaussure, Dickinson, Dickson, Eckhard, English, Frost, Geddes, Harvey, Hibben, Manning, Mayes, Memminger, Mortimer, Mouzon, Myers, O'Bryan, Palmer, John Palmer, P. P. Perrin, Porter, Poyas, Seymour, Sims, Smith, H. J. Smith, Joel Smith, John Sparkman, Torre, Walker, Whaley, Williams, Woodward, Yates.

Those who voted in the Negative, are:

Messrs. Allison, Alston, W. J. Arthur, Barton, Black, John B. Black, Wm. C. Bonham, Bowker, Boswell, Broyles, Bull, Cannon, Carson, Cook, Cox, Crockett, Davie, Davis, Young Dawkins, Earle, Eaves, Ervin, Gaillard, Gavin, Gist, Graham, Gowin, Gregorie, Griffin, C. B. Griffin, R. C. Grimball, Hardin, Harrison, Hay, Irby, Jamison, Jolly, King, Lartigue, Long, McCarthy, McLure, McElroy, Massey, Middleton, Miller, John C. Miller, J. P. Nicholson, Northrop, Palmer, E. G. Pickens, Raysor, Reynolds, Rhett, Rodgers, Rowell, Sheppard, Simons, Sitgreaves, Smith, Henry Sullivan, Wilson, Isaac D.

The following Message was received from the Senate:

IN THE SENATE, December 9, 1843.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the Report of the Medical Committee of your House, on the account of Dr. E. Jennings, by striking out the words "twenty-five dollars," for the purpose of inserting "twenty-dollars."

By order of the Senate:

ANGUS PATTERSON, *President*.

In which the House concurred, and an answer was returned.

The General Orders were suspended, and Mr. Eaves presented the Petition of Mary Morrow and Sarah Morrow, praying for the arrears of a Pension due their deceased mother; which was referred to the Committee on Pensions.

Mr. MYERS presented the aucount of A. H. Pemberton, for printing and advertising; which was referred to the Committee on Claims.

Mr. HARDIN presented the Petition of Robert Starn and wife, praying authority to emancipate certain slaves; which was referred to the Committee on the Judiciary.

The SPEAKER laid before the House the Report of the Comptroller General, in reply to a resolution requiring him to submit such facts and statements as are calculated to illustrate the practical effects of the changes proposed by the Governor, in relation to the payment of the Public Debt and the fiscal operations of the Treasury: which was referred to the Committee of Ways and Means.

The General Orders were resumed, and the following Bills were read by their titles and referred:

A Bill from the Senate, to amend the law in relation to actions commenced by writ of foreign attachment;

A Bill to extend the summary process jurisdiction of the Courts of Common Pleas; and

A Bill to alter and amend the Patrol Law; were referred to the Committee on the Judiciary.

A Bill from the Senate, to establish the office of Assayer, was referred to the Committee of Ways and Means.

A Bill from the Senate, regulating Hawkers and Pedlers, was referred to the Committee on Roads, Bridges and Ferries.

On motion of Mr. DESAUSSURE,

Ordered, That when this House adjourns, it shall be adjourned to meet at 11 o'clock A. M. on Monday next.

On motion of Mr. FROST; the House then adjourned at 11 minutes past 4 o'clock P. M.

MONDAY, DECEMBER 11, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the chair, and a quorum being present, the Journal of Saturday's proceedings was read.

The Senate returned, with their concurrence, the Report of the Committee on the Judiciary on the Petition of the Clerk of the Court of Appeals, praying compensation for additional services.

The Senate returned to this House, a Bill to vest in Mary Wolf the right to certain property; which was read the third time: *Resolved*, That it do pass; and that the title thereof be changed, and that it be called "An Act," and sent to the Senate.

Mr. MIDDLETON presented the Petition of sundry citizens of Horry, praying the appointment of Inspectors for the Waccamaw River of timber, lumber, tar and turpentine; which was referred to the Committee on Internal Improvements.

Mr. WASHINGTON presented the Return of the Commissioners of Free Schools for St. Paul's Parish; which was referred to the Committee on Education.

Mr. ANCRUM gave notice, that he will ask leave to-morrow to suspend the 74th Rule, to enable him to present a Petition of a private nature.

so much of the Governor's Message No. 1, as relates to the establishment of a High School at Limestone Springs, and the Presentment of the Grand Jury of Marlboro' as to the Free School system, and the Report of the Commission on the Limestone Springs, made a Report, which was ordered for consideration to-morrow, and to be printed.

Mr. SIMS submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That the members of the General Assembly shall be and the same are hereby appointed *ex officio* members of the Board of Commissioners of Free Schools for their respective Districts and Parishes, in addition to Commissioners now required by law.

On motion of Mr. KING,

Resolved, That the Committee on the Judiciary be instructed to enquire into the expediency of fixing the salary and extending the official term of the State Reporter to four years, and that they report accordingly.

Mr. GAVIN submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That the plat of a re-survey of the dividing line between the Parishes of St. George, Dorchester, and St. James', Goose Creek, filed in the Secretary of State's Office, in Charleston, and Surveyor General's Office, made by T. J. Mellard, Surveyor, under the direction of Isaac Murray and Isham Shuler, Commissioners, be accepted as designating the said Division line.

Mr. MIDDLETON submitted the following Resolutions, which were ordered for consideration to-morrow:

1. *Resolved*, That in the opinion of this General Assembly, the public interest demands the extension of the Rail-Road to some point in immediate proximity to the waters of Charleston harbor.

2. *Resolved*, That the Commissioners appointed to represent the State, at meetings of the Charleston, Louisville and Cincinnati Rail-Road Company, be and they hereby are instructed and required to use every effort, in consistency with the general interest of said Company, to effect the object pointed out in the above Resolution.

Pursuant to notice, and by leave of the House, Mr. GAILLARD introduced a Bill to limit the lien of judgments and executions in certain cases, and for other purposes; which was read the first time, and ordered to be read a second time to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the Petition of Bryant Weathersbee;

On the Petition of Samuel Meek;

On a Resolution of enquiry as to the propriety of paying the expenses of the Board of Visiters of the Military Academies;

On the Petition of Sarah Smart, Senr.;

On the Petition of Sarah Smart, Junr.;

On the Petition of John Pintard;

On the Petition of D. L. McKay;

On the Report of the Committee of Finance and Banks of the Senate, on on the Petition of C. W. Edwards;

On a Resolution of enquiry, as to the expediency of changing the mode of assessing the tax on goods and merchandize;

On a Resolution of enquiry, as to the description in the Tax Bill of Town Lots; and

On a Bill to provide for the payment of the Public Debts; which were severally ordered for consideration to-morrow.

Mr. MEMMINGER, from the same Committee, to whom was referred so much of the Governor's Message No. 1, as relates to the Public Debt and the Bank of the State, and upon various other documents on the same subject, reported a Bill to provide for the payment of a portion of the public debt; which was read the first time and ordered to be read a second time to-morrow.

Mr. MEMMINGER, from the same Committee, reported a Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-three; which was read the first time and ordered to be read a second time to-morrow.

On motion of Mr. MEMMINGER, the Committee of Ways and Means was discharged from the further consideration of the Report of the Comptroller General, in reply to a Resolution requiring him to submit such facts and statements as are calculated to illustrate the practical effects of the changes proposed by the Governor, in relation to the payment of the public debt and the fiscal operations of the Treasury; which Report was ordered to be printed.

On motion of Mr. MIDDLETON, the House re-considered the vote taken on Saturday last, on sending to the Senate a Bill to change the name of the Louisville, Cincinnati and Charleston Rail-Road Company, and to unite the same with the South-Carolina Canal and Rail-Road Company, and for other purposes; and said Bill was read a second time.

On motion of Mr. MEMMINGER, the following section was stricken out:

Sec. 3. *Be it further enacted*, That the exclusive right and privilege of building, erecting and keeping up Bridges across the Savannah River to an extent commensurate with the limits of the City of Augusta, with power to collect toll equal to the sums now authorized by law over any bridge erected or to be erected, be and is hereby vested in the said South-Carolina Rail Road Company, for the term of fourteen years from and after the passage of this Act."

On motion of Mr. MEMMINGER, Sec. 5 of the said Bill was amended by striking out the following words: "in all respects except as to the grant contained in the 3rd Section of this Act; which said grant shall remain subject to amendment, alteration or repeal, by the Legislative authority," and inserting the following: "But nothing herein contained shall be construed as exempting the said Companies from the provisions of the said 41st Section, upon any future grant, renewal or modification of their Charter."

The question was then put, shall this Bill be sent to the Senate? which passed in the affirmative.

Yeas.....66.
Nays.....49.

The yeas and nays were requested and are as follows: Those who voted in the Affirmative, are:

The Hon. W. F. Colcock, Speaker,

Messrs.	Alston, John A.	Hay,	Phillips,
	Alston, W. J.	Henry	Porter,
	Ancrum,	Hibben,	Poyas,

Messrs. Ashby,	Messrs. Hunt,	Messrs. Pressly,
Belin,	Jackson,	Raysor,
Black, John B.	Jamison,	Roper,
Black, Joseph A.	King,	Rowell,
Blake,	Lartigue,	Sebring,
Brown,	Littlejohn,	Seymour,
Carn,	McLure,	Sims,
Darby,	Manning,	Smith, H. J.
DeSaussure,	Mayes,	Smith, Joel
Dickinson,	Memminger,	Smith, John
Dickson,	Middleton,	Sparkman,
Eckhard,	Mortimer,	Sumter,
English,	Mouzon,	Torre,
Frost,	Myers,	Walker,
Geddes,	O'Bryan,	Washington,
Graham,	Palmer, John	Whaley,
Gregorie,	Palmer, P. P.	Williams,
Harvey,	Perrin,	Wilson, J. J.
	Woodward,	Yates.

Those who voted in the Negative, are:

Messrs. Allison,	Messrs. Dawkins,	Messrs. McCarthy,
Arthur,	Earle,	McElroy,
Barton,	Eaves,	Miller, John C.
Black, Wm. C.	Ervin,	Miller, J. F.
Bonham,	Gaillard,	Nicholson,
Bowker,	Gavin,	Northrop,
Boswell,	Gist,	Pickens,
Broyles,	Gowin,	Reynolds,
Bull,	Griffin, C. B.	Rhett,
Cannon,	Griffin, R. C.	Rodgers,
Carson,	Grimball,	Sheppard,
Cook,	Harden,	Simons,
Cox,	Harrison,	Sitgreaves,
Crockett,	Irby,	Smith, H.
Davie,	Jolly,	Strother,
Davis, Young	Long,	Sullivan,
	Wilson, Isaac D.	

On motion of Mr. CARN, leave of absence was granted to J. D. Edwards, Solicitor of the Southern Circuit, for the remainder of the Session, on account of the sickness of his family.

On motion of Mr. MIDDLETON, the House then proceeded to the consideration of a Bill to provide for the election of an additional Judge of the Courts of General Sessions and Common Pleas, which had been made the Special Order of the Day for this day 1 o'clock, and after progress made therein, the debate was adjourned till to-morrow at 1 o'clock P. M., and the amendment submitted by Mr. SIMS was ordered to be printed.

On motion of Mr. CARN, the House then adjourned at 11 minutes past 4 o'clock, P. M.

TUESDAY, DECEMBER 12, 1843.

At the hour to which the House was adjourned the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present the Journal of yesterday's proceedings was read.

Pursuant to notice given yesterday, on motion of Mr. ANCRUM, the 74th Rule was suspended.

Mr. IRBY presented the Account of Dr. Thomas Teague, which was referred to the Medical Committee.

Mr. YATES, from the Delegation from the Parishes of St. Philip and St. Michael, to whom was referred the Petition of David Truesdell, praying a lease of vacant land on Sullivan's Island, also the Memorial of the Intendant and Wardens of Moultrieville, and of sundry citizens residing on Sullivan's Island, praying that the Petition of David Truesdell praying a lease of vacant land thereon, be not granted, made a Report, which was ordered for consideration to-morrow, and to be printed.

Mr. FROST, from the Committee on the Judiciary, made Reports,

On the Petition of Thomas Moore; and

On a Bill from the Senate, to amend the law in relation to actions commenced by writ of foreign attachment; which were ordered for consideration to-morrow.

Mr. ANCRUM presented the Account of J. B. Earnest, for services rendered the State under direction of the Superintendent of Public Works; which was referred to the Committee on Internal Improvements: also,

The Petition of Zachariah Lynes, praying for the charter of the Cypress Causeway; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report on the Petition of Dr. James Wallace; which was ordered for consideration to-morrow.

Mr. MIDDLETON, from the same Committee, to whom was referred so much of the Governor's Message No. 2, and the Report of the Superintendent of Public Works, as relates to the Mount Dearborn Lands, reported a Bill to authorize the Superintendent of Public Works to convey to Daniel McCullough all the right and title of the State to the Mount Dearborn tract of land; which was read the first time and ordered to be read a second time to-morrow.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made a Report on a Bill from the Senate, regulating Hawkers and Peddlers; which was ordered for consideration to-morrow.

On motion of MIDDLETON,

The Committee on Internal Improvements was discharged from the further consideration of the Petition of Sarah Stark, and the same was ordered to lie on the *table*.

Mr. J. A. ALSTON presented the Petition of Peter Vaught, Tax-Collector of All Saints, praying to be refunded a double tax; which was referred to the Committee of Ways and Means: also,

The Petition of Rebecca King, praying to be placed on the Pension list; which was referred to the Committee on Pensions.

Mr. PERRIN, from the Committee on Claims, made Reports,

On the Petition of Robert Cox;

On the Petition of R. G. Norton;

On the Petition of Beaufort T. Watts;

On the Report of a similar Committee of the Senate, on the Petition of John W. Burbridge;

On the Report of a similar Committee of the Senate, on the Account of W. W. Purse;

On the Report of a similar Committee of the Senate, on the Account of B. Johnson, Sheriff of Union; and

On the Report of a similar Committee of the Senate, on the Account of James Graham.

On motion of Mr. PERRIN, the Committee on Claims was discharged from the further consideration of the Accounts of Drs. E. H. Anderson and J. W. Tarrant, and the same were referred to the Medical Committee.

The Senate sent to this House,

A Bill to amend an Act, entitled "An Act to provide against the suspension of specie payments by the Banks of this State;" which was read the first time and ordered to be read a second time to-morrow: also,

A Resolution for appointing the Members of the Legislature *ex officio* Commissioners of Free Schools in the several Districts and Parishes; which was referred to the Committee on Education; and

A Resolution appointing a Coroner for York District; which was referred to the Committee on Vacant Offices.

The Senate concurred in and returned, the Report of the Medical Committee on the Petition of Dr. E. Jennings.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bills were read by their titles and referred to the Committee on the Judiciary;

A Bill to provide a more definite mode of preparing the reports of cases carried up to the Appeal Courts; and

A Bill to limit the *lien* of judgments and executions in certain cases, and for other purposes.

A Bill to legitimate John and Edward Eubanks was read a second time, and after debate thereon, the question was put, Shall this Bill be sent to the Senate?—which was decided in the negative.

YEAS.....22.
NAYS.....81.

The Yeas and Nays were requested, and are as follows:

Those who voted in the Affirmative, are:

The Hon. W. F. Colcock, Speaker,

Messrs. Ashby,	Messrs. Davis, Young	Messrs. King,
Barton,	Eaves,	McLure,
Blake,	Gaillard,	McElroy,
Brown,	Griffin, R. C.	O'Bryan,
Carn,	Grimball,	Sheppard,
Carson,	Guignard,	Smith, John
Crockett,	Hay,	Wilson, Jas. J.

Those who voted in the Negative are:

Messrs. Allison,	Messrs. Graham,	Messrs. Phillips,
J. A. Alston,	Gregorie,	Pickens,

Messrs. W. J. Alston,	Messrs. Griffin, C. B.	Messrs. Porter,
Ancrum,	Hardin,	Poyas,
Arthur,	Harrison,	Pressly,
Black, John B.	Harvey,	Quattlebum,
Black, William C.	Hibben,	Raysor,
Blakeney,	Irby,	Reynolds,
Bonham,	Jackson,	Rodgers,
Bowker,	Jamison,	Rowell,
Boswell,	Jolly,	Sebring,
Broyles,	Lartigue,	Seymour,
Bull,	Littlejohn,	Simons,
Cannon,	Long,	Sims,
Cook,	McCarthy,	Smith, H. J.
Cox,	Manning,	Smith, H.
Dawkins,	Mayes,	Smith, Joel
Dickinson,	Middleton,	Sparkman,
Dickson,	Miller, John C.	Strother,
Earle,	Miller, J. P.	Sullivan,
Eckhard,	Mortimer,	Torre,
English,	Mouzon,	Walker,
Ervin,	Nicholson,	Washington,
Frost,	Northrop,	Williams,
Gavin,	Palmer, John	Wilson, Isaac D.
Geddes,	Palmer, P. P.	Woodward,
Gist,	Perrin,	Yates.

The House considered and agreed to the following Reports of the Committee on the Judiciary:

On the Presentment of the Grand Jury of Sumter, for Spring Term, 1843, as to retailing; and

On the Petition of James Kennedy and others.

The General Orders were then suspended, and

Mr. DICKINSON presented the Petition of sundry citizens of Camden, praying a Public Road from Camden to Gadsden; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. MANNING presented the Petition of A. P. Johnston, praying compensation for teaching free scholars; which was referred to the Committee on Education.

Mr. NORTHROP, from the Committee on Education, made Reports,

On so much of the Governor's Message No. 4, as relates to the South-Carolina College;

On the Ludlam School fund; and

On the Report of P. J. Shand, Commissioner for the Upper Division for the deaf and dumb and blind; which were ordered for consideration to-morrow: and

The Report of the Committee on Education on so much of the Governor's Message No. 4, as relates to the South-Carolina College, was ordered to be printed.

Mr. MEMMINGER, from the Committee on the Legislative Library, to whom was referred so much of the Governor's Message No. 4, as relates to the Books and documents in the State House, made a Report, which was ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, to whom was referred so much of the Governor's Message No. 1, as relates to the offices of the Treasury, reported a Bill to amend the Constitution of the State in relation to the offices of the Treasury; which was read the first time and ordered to be read a second time to-morrow.

On motion of Mr. ROPER,

A message was ordered to be sent to the Senate, proposing to go into an election for a President and Directors of the Bank of the State of South-Carolina, on Saturday next, at 1 o'clock, P. M., and immediately thereafter, for a Superintendent of Public Works.

The General Orders were then resumed.

A Bill further to prevent the fraudulent packing of cotton, was called for a second reading, and on motion of Mr. E. G. PALMER, the Bill was recommitted to the Committee on the Judiciary, with instructions to amend the Bill, by providing against the "fraudulent weighing" of Cotton.

On motion of Mr. HUNT, the Bills in the "General Orders" were first called for consideration.

The following Bills were read the second time, and ordered to be sent to the Senate:

A Bill to establish an Inspection and Ware-House at Hamburg, in Edgfield District.

A Bill to Incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted.

A Bill to vest in Rebecca Burdell and her children, the right of the State to the escheated property of Charles Ellis.

A Bill to amend an Act entitled "An Act to provide against the suspension of Specie payments by the Banks of this State; and

A Bill to reduce the capital of the Charleston Insurance and Trust Company.

A Bill to vest in Frederick William Green, the Columbia Canal, for twenty-one years, was read the second time, and after debate thereon, the question was put, "Shall this Bill be sent to the Senate?" which was passed in the Affirmative.

Yeas,.....62.
Nays,.....41.

The Yeas and Nays were requested and are as follows:

Those who voted in the Affirmative, are:

Messrs. Allison,	Messrs. Gaillard,	Messrs. O'Bryan,
Alston, W. J.	Gavin,	Palmer, E. G.
Ashby,	Gist,	Perrin,
Barton,	Gowin,	Pickens,
Belin,	Griffin, R. C.	Pressly,
Black, John B.	Harrison,	Quattlebum,
Blake,	Harvey,	Raysor,
Blakeney,	Hibben,	Rodgers,
Bowker,	Irby,	Rowell,
Broyles,	Jolly,	Seymour,
Cannon,	King,	Sims,
Carn,	Lartigue,	Sitgreaves,
Carson,	Littlejohn,	Smith, H. J.
Cook,	Long,	Smith, Joel
Crockett,	McElroy,	Sparkman,

Messrs. Darby,	Messrs. Mayes,	Messrs. Sullivan,
Dawkins,	Memminger,	Williams,
Dickson,	Middleton,	Wilson, Isaac D.
Earle,	Miller, J. C.	Woodward,
Eaves,	Miller, J. P.	Yates.
Ervin,	Myers,	

Those who voted in the Negative, are:

The Hon. William F. Colcock, Speaker,

Messrs. Ancrum,	Messrs. Hardin,	Messrs. Poyas,
Black, Joseph A.	Hay,	Reynolds,
Black, Wm. C.	Henry,	Rhett,
Boswell,	Hunt,	Roper,
Bull,	Jamison,	Sebring,
Cox,	McLure,	Sheppard,
Davis, Young	Manning,	Simons,
Dickinson,	Mortimer,	Smith, H.
Eckhard,	Mouzon,	Smith John
English,	Nicholson,	Strother,
Geddes,	Northrop,	Torre,
Graham,	Palmer, P. P.	Walker,
Gregorie,	Porter,	Washington.
Griffin, C. B.		

The General Orders were suspended, and Mr. SIMONS informed the House, that J. L. Nowell declined serving in the Direction of the Bank of the State of South-Carolina.

The Report of the Special Committee appointed to nominate suitable persons for President and Directors of the Bank of the State of South-Carolina, was then *taken up*, and re-committed to the same Committee.

Mr. DESAUSSURE, who was absent when the vote was taken on sending to the Senate a bill to vest in Frederick William Green the Columbia Canal for twenty-one years, was permitted to record the vote he would have given if present, and his name having been called for that purpose, he answered No.

The House then proceeded to the consideration of a Bill to provide for the election of an additional Judge of the Courts of General Sessions and Common Pleas, which had been made the Special Order of the day for this day at 1 o'clock, P. M.

The following amendment, submitted yesterday by Mr. SIMS, was read:

"That in the event of any of the Judges of the Courts of General Sessions and Common Pleas being prevented by indisposition or otherwise, from performing the duties of his Circuit, it shall be the duty of the nearest Chancellor, upon receiving notice thereof, (which notice shall be given by the Judge failing in his Circuit, or the Clerk of the Court where the failure is first ascertained,) forthwith to repair to the said Circuit and to perform the duties therein of the Judge so prevented from attending the same. And in the event of any Chancellor being prevented, by indisposition or otherwise, from performing the duties of his Circuit, it shall, in like manner, be the duty of the nearest Judge of the Courts of General Sessions and Common Pleas, upon notice thereof, (which notice shall be given by the Chancellor failing in his Circuit, or the Commissioner of the Court where the failure is first ascertained,) to supply the place of the said Chancellor, on the said Circuit, unless there be some oth-

er Chancellor not actually employed at the time on his own Circuit, in which case it shall be the duty of the Chancellor so unemployed to supply the place of the Chancellor so prevented from attending."

The question being put, Will the House agree to the amendment? it was decided in the negative.

Yeas,.....48.
Nays,.....55.

The Yeas and Nays were requested, and are as follows:

Those who voted in the Affirmative, are:

Messrs. Allison,	Messrs. Griffin, C. B.	Messrs. Pickens,
Alston, W. J.	Griffin, R. C.	Pressly,
Arthur,	Harvey,	Quattlebum,
Bonham,	Henry,	Reynolds,
Bowker,	Hibben,	Rodgers,
Cannon,	Hunt,	Rowell,
Cook,	Irby,	Sheppard,
Crockett,	Jolly,	Sims,
Darby,	Littlejohn,	Smith, Henry J.
Dawkins,	Long,	Smith, Henry
Eaves,	McLure,	Smith, John
English,	Mayes,	Strother,
Ervin,	Mouzon,	Sullivan,
Gaillard,	Myers,	Williams,
Gowin,	O'Bryan,	Wilson, Isaac D.
Graham,	Palmer, E. G.	Woodward.

Those who voted in the Negative, are:

The Hon. William F. Colcock, Speaker,

Messrs. Alston, J. A.	Messrs. Gregorie,	Messrs. Palmer, P. P.
Barton,	Gist,	Perrin,
Belin,	Grimball,	Phillips,
Black, John B.	Hardin,	Porter,
Black, Joseph A.	Harrison,	Poyas,
Black, Wm. C.	Hay,	Raysor,
Blake,	Jackson,	Rhett,
Blakeney,	Jamison,	Roper,
Boswell,	Lartigue,	Sebring,
Broyles,	McCarthy,	Seymour,
Bull,	McElroy,	Simons,
Carn,	Memminger,	Sitgreaves,
Cox,	Middleton,	Smith, Joel
Davis, Young	Miller, John C.	Sparkman,
Dickinson,	Miller, J. P.	Torre,
Dickson,	Mortimer,	Walker,
Eckhard,	Nicholson,	Whaley,
Geddes,	Northrop,	Yates.

The Bill was then read a second time, and the question being put, Shall this Bill be sent to the Senate? it was decided in the negative.

YEAS.....27.
NAYS.....83.

The Yeas and Nays were requested, and are as follows:

Those who voted in the Affirmative, are:

Messrs. Alston, John A.
Ashby,
Belin,
Black, Joseph A.
Blake,
Bull,
Carn,
Eckhard,
Geddes,
Messrs. Gregorie,
Henry,
Lartigue,
Memminger,
Middleton,
Mortimer,
Northrop,
Perrin,
Phillips,
Messrs. Porter,
Rhett,
Roper,
Sebring,
Seymour,
Simons,
Torre,
Walker,
Yates.

Those who voted in the Negative, are:

The Hon. William F. Colcock, Speaker,

Messrs. Allison,
Alston W. J.
Arthur,
Barton,
Black, John B.
Black, Wm. C.
Blakeney,
Bonham,
Bowker,
Boswell,
Brown,
Broyles,
Cannon,
Carson,
Cook,
Cox,
Crockett,
Darby,
Davis, Young
Dawkins,
Dickinson,
Dickson,
Earle,
Eaves,
English,
Ervin,
Gaillard,
Gavin,
Messrs. Gist,
Gowin,
Graham,
Griffin, C. B.
Griffin, R. C.
Grimball,
Hardin,
Harrison,
Harvey,
Hay,
Hibben,
Hunt,
Irby,
Jackson,
Jamison,
Jolly,
King,
Littlejohn,
Long,
McCarthy,
McLure,
McElroy,
Mayes,
Miller, John C.
Miller, J. P.
Mouzon,
Myers,
Nicholson,
Messrs. O'Bryan,
Palmer, E. G.
Palmer, P. P.
Pickens,
Poyas,
Pressly,
Quattlebum,
Raysor,
Reynolds,
Rodgers,
Rowell,
Sheppard,
Sims,
Sitgreaves,
Smith, H. J.
Smith, Henry
Smith, Joel
Smith, John
Sparkman,
Strother,
Sullivan,
Whaley,
Williams,
Wilson, Isaac D.
Wilson, J. J.
Woodward.

The following Messages were received from the Senate:

In Senate, December 12, 1843.

Mr. Speaker and Gentlemen:

Senate has appointed Messrs. Boozer, Boyce and Charles R. Thomson, a Committee to examine the Civil and Military Contingent Accounts of His Excellency the Governor, and respectfully ask your House to appoint a similar Committee to meet the Committee of the Senate.

By order of the Senate:

ANGUS PATTERSON, *President.*

Mr. MIDDLETON gave notice, that he will move to-morrow to suspend the 47th Rule of this House, during the remainder of the Session.

Mr. PERRIN from the Committee on Claims, made the following Reports, which were ordered for consideration to-morrow:

On the Report of the Committee on Claims of the Senate, on the Account of H. H. Kinard, Sheriff;

On the Report of the Committee on Claims, of the Senate, on the Account of H. J. Franklin, Jailer;

On the Account of DuBose and Johnston;

On the Account of Dr. J. E. Bignon;

On the Account of Mellard and Parker, C. R. Parker, and Mellard, Murray and Shuler; and

On the Account of A. H. Pemberton.

Mr. MEMMINGER, from the Committee of Ways and Means, made the following Reports, which were ordered for consideration to-morrow:

On the memorial of certain citizens of the Fourth Congressional District, praying the establishment of a Bank at Georgetown; and

On a Report from the Senate, on the Petition of Daniel Legare.

Mr. MEMMINGER, from the same Committee, to whom was referred a Bill from the Senate to establish the office of Assayer, made a Report, which was ordered for consideration to-morrow.

Mr. JOSEPH A. BLACK gave notice, that he will move to-morrow, to suspend the 74th Rule to enable him to present a Petition of a private nature.

Mr. SIMS, from the Committee on the Judiciary, made a Report on Volume 1st of Speers' Law Reports; which was ordered for consideration to-morrow.

Mr. HUNT, from the Committee on Federal Relations, to whom was referred so much of the Governor's Message No. 3, and the Documents accompanying Message No. 1, relating to the imprisonment of colored seamen; Resolutions of the State of Maine, and the response of the State of Georgia; also, a Bill to amend an Act entitled "An Act more effectually to prevent Free Negroes and Persons of color from entering into this State, and for other purposes;" made a Report, which was ordered to lie on the *table*, and to be printed.

The following Message was received from the Senate:

IN THE SENATE, December 13, 1843.

Mr. Speaker and Gentlemen:

Senate concurs in the Message from your House, proposing to re-commit the report of the Committee appointed to nominate Bank Directors, in order to supply an additional Director in the place of John L. Nowell, who declines serving.

By order of the Senate:

ANGUS PATTERSON, *President.*

Mr. WALKER, from the Committee on Federal Relations, made Reports,

On French spoliations;

In relation to the Franking Privilege; and

On the annexation of Texas to the Union; which were ordered for consideration to-morrow; and the Report on the Annexation on Texas to the Union was ordered to be printed.

Mr. HENRY, from the Committee on Federal Relations, made a Report on Repudiation; which was ordered to lie on the table, and to be printed.

Mr. CROCKETT, from the Committee on Pensions, made the following Reports, which were ordered for consideration to-morrow:

On the Petition of James Head;

On the Petition of Mary Morrow and Sarah Morrow;

On the Petition of Samuel McElhany; and

On the Petition of Rebecca King.

Mr. FROST, from the Committee on the Judiciary, made Reports on,

A Bill further to prevent the fraudulent packing of cotton;

A Bill to provide a more definite mode of preparing the reports of cases carried up to the Appeal Courts; and

A Bill to limit the *lien* of judgments and executions in certain cases, and for other purposes; which were ordered for consideration to-morrow.

Mr. KING, from the Medical Committee, made the following Reports, which were ordered for consideration to-morrow:

On the Account of Dr. T. C. Austin;

On the Account of Dr. J. W. Tarrant;

On the account of Dr. John H. Boatwright;

On the account of Dr. E. H. Anderson; and

On the account of Dr. Thomas Teague.

Mr. SEYMOUR, from the Committee on the Lunatic Assylum, made Reports,

On the Report of the Regency, with an account of receipts and disbursements; and

On the Petition of the Board of Regents, praying for the appropriation of eight thousand dollars; which were ordered for consideration to-morrow.

The Senate returned a Bill to alter and amend the First Section of the Third Article of the Constitution; and the Bill being called for a third reading, on motion of Mr. FROST, a call of the House was then ordered, and the roll being called twice, all the members answered to their names except Messrs. J. A. ALSTON, W. J. ALSTON, ANCRUM, BLAKENEY, BROYLES, CHESNUT, COX, HENRY DAVIS, DESAUSSURE, GEDDES, GUIGNARD, HUNT, MASSEY, MYERS, JOHN PALMER, PERRIN, POYAS, RILEY, SEBRING, SUMTER, and WHALEY.

Messrs. BROYLES, CHESNUT, HENRY DAVIS, MASSEY, JOHN PALMER, RILEY and SUMTER, were reported to be sick.

On motion of Mr. FROST,

Ordered, That the said Bill be made the special order for this day, at 3 o'clock P. M., and that the Messenger may be ordered to summon the absent Members for whom no excuses were offered.

A Bill, from the Senate, to amend an Act entitled "An Act to provide against the Suspension of specie payments by the Banks of this State, was called for a second reading, and read by its title, and referred to the Committee of Ways and Means.

On motion of Mr. JOSEPH A. BLACK,

Resolved, That one thousand extra copies of the "Report of the President and Directors of the Bank of the State, made in obedience to the Resolution of the House of Representatives," be printed for distribution among the Members of this House.

Mr. HENRY submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That the Committee on Privileges and Elections, in reporting their Resolutions for the next General Election, be instructed to report a Res-

Messrs. Carson, Cook, Cox, Crockett, Davie, Davis, Young Dawkins,
Messrs. Hibben, Jackson, King, Littlejohn, Long, McLure, McElroy,
Messrs. Smith, H. Smith, John Sullivan, Walker, Wilson, J. J. Woodward.

A motion was then made to postpone the Bill to the first day of January next, which was decided in the Negative.

YEAS.....49.
NAYS.....61.

The Yeas and Nays were requested, and are as follows: Those who voted in the Affirmative, are:

The Hon. Wm. F. Colcock, Speaker,

Messrs. Alston, John A. Ancrum, Ashby, Belin, Blake, Blakeney, Bonham, Carn, Cook, Dickinson, Earle, Eckhard, Ervin, Gavin, Geddes, Gregorie,
Messrs. Grimball, Hay, Harvey, Hibben, Hunt, Jolly, Lartigue, McCarthy, Manning, Mayes, Memminger, Middleton, Mortimer, Mouzon, Northrop, O'Bryan,
Messrs. Palmer, P. P. Phillips, Porter, Raysor, Reynolds, Rhett, Roper, Sebring, Seymour, Simons, Sims, Torre, Sparkman, Washington, Whaley, Yates.

Those who voted in the Negative, are:

Messrs. Allison, Alston, W. J. Arthur, Barton, Black, John B. Black, Joseph A. Black, Wm. C. Bowker, Boswell, Brown, Cannon, Carson, Cox, Crockett, Davie, Davis, Young Dawkins, Dickson, Eaves, Frost, Gaillard,
Messrs. Gist, Gowin, Graham, Griffin, C. B. Griffin, R. C. Guignard, Hardin, Harrison, Harvey, Irby, Jackson, Jamison, King, Littlejohn, Long, McLure, McElroy, Miller, John C. Miller, J. P. Nicholson,
Messrs. Palmer, E. G. Perrin, Pickens, Pressly, Quattlebum, Rodgers, Rowell, Sheppard, Sitgreaves, Smith, Henry J. Smith, Henry Smith, Joel, Smith, John, Strother, Sullivan, Walker, Williams, Wilson, Isaac D. Wilson, James J. Woodward,

The title of the Bill was then changed by striking out "five," and inserting "two," and thus amended was sent to the Senate.

The House then proceeded to the consideration of a Bill to amend the Constitution of the State with a view to suppress duelling.

The Bill was read the second time, and the question being put, Shall this Bill be sent to the Senate? it was decided in the negative, two-thirds of the whole representation in this House not agreeing thereto.

YEAS,.....62.
NAYS,.....49.

The Yeas and Nays were taken agreeably to the provision of the Constitution, and are as follows:

Those who voted in the Affirmative, are

The Hon. William F. Colcock, Speaker,

Messrs. Allison,	Messrs. Eckhard,	Messrs. O'Bryan,
Alston, W. J.	Frost,	Perrin,
Arthur,	Gist,	Pickens,
Barton,	Gowin,	Pressly,
Belin,	Griffin, C. B.	Raysor,
Black, John B.	Griffin, R. C.	Reynolds,
Black, Joseph A.	Hardin,	Rhett,
Black, Wm. C.	Harrison,	Rowell,
Blake,	Harvey,	Sebring,
Bowker,	Henry,	Seymour,
Boswell,	Hibben,	Sheppard,
Cannon,	Irby,	Sims,
Carn,	Littlejohn,	Sitgreaves,
Carson,	McLure,	Smith, Joel
Cook,	McElroy,	Sullivan,
Cox,	Mayes,	Williams,
Crockett,	Memminger,	Wilson I. D.
Davis, Young	Miller, John C.	Wilson, James J.
Dawkins,	Miller, J. P.	Woodward,
Dickson,	Nicholson,	Yates.
Eaves,		

Those who voted in the Negative, are

Messrs. Alston, J. A.	Messrs. Gregorie,	Messrs. Phillips,
Ancrum,	Guignard,	Porter,
Ashby,	Hay,	Poyas,
Blakeney,	Hunt,	Quattlebum,
Bonham,	Jackson,	Rodgers,
Brown,	Jamison,	Roper,
Bull,	King,	Simons,
Darby,	Lartigue,	Smith, H. J.
Davie,	Long,	Smith, Henry
Dickinson,	McCarthy,	Sparkman,
Earle,	Manning,	Strother,
English,	Middleton,	Torre,
Ervin,	Mortimer,	Walker,

Messrs. Gaillard, Gavin, Geddes, Graham, Messrs. Mouzon, Northrop, Palmer, E. G. Messrs. Palmer, P. P. Washington, Whaley.

Mr. JOHN SMITH, who was absent when the vote was taken on sending said Bill to the Senate, was permitted to record the vote he would have given, if present, and his name having been called for that purpose, he answered No.

A Bill to alter and amend the 1st Section of the 3d Article of the Constitution, was called for a third reading.

On motion, a call of the House was then ordered, and the roll being called three times, all the members answered to their names except Messrs. BROYLES, CHESNUT, HENRY DAVIS, DESAUSSURE, GRIMBALL, JOLLY, MASSEY, MYERS, JOHN PALMER, RILEY and SUMTER.

Messrs. BROYLES, CHESNUT, HENRY DAVIS, MASSEY, JOHN PALMER, RILEY and SUMTER, were reported to be sick, and, that Mr. MYERS was in attendance on a sick friend.

The Messenger was then sent for the absent Members.

Further proceedings in the call were then dispensed with, and the Bill was read the third time.

The question was then put, Shall this Bill pass? which passed in the affirmative, two-thirds of the whole representation in this House agreeing thereto.

YEAS.....87.
NAYS.....28.

The Yeas and Nays were then taken agreeably to the provision of the Constitution, and are as follows:

Those who voted in the Affirmative, are

The Hon. William F. Colcock, Speaker,

Messrs. Allison, Alston, John A. Arthur, Barton, Belin, Black, John B. Black, Joseph A. Black, Wm. C. Blakeney, Bonham, Boswell, Brown, Cannon, Carn, Cook, Cox, Crockett, Davis, Young Dawkins, DeSaussure, Dickinson, Dickson, Messrs. Gist, Gowin, Graham, Griffin, C. B. Griffin, R. C. Grimball, Guignard, Hardin, Harrison, Harvey, Henry, Hibben, Hunt, Irby, Jackson, Jolly, Littlejohn, Long, McLure, McElroy, Mayes, Memminger, Messrs. Perrin, Pickens, Porter, Poyas, Pressly, Quattlebum, Raysor, Reynolds, Rodgers, Roper, Rowell, Sebring, Seymour, Sheppard, Sims, Sitgreaves, Smith, H. J. Smith, Henry Smith, Joel, Smith, John Sparkman, Strother,

Messrs. Earle,	Messrs. Miller, John C.	Messrs. Sullivan,
Eaves,	Miller, J. P.	Torre,
Eckhard,	Mortimer,	Williams.
English,	Nicholson,	Wilson, I. D.
Frost,	Northrop,	Wilson, Jas. J.
Gaillard,	O'Bryan,	Woodward.
Geddes,	Palmer, E. G.	

Those who voted in the Negative, are

Messrs. Alston, W. J.	Messrs. Gavin,	Messrs. Mouzon,
Ancrum,	Gregorie,	Palmer, P. P.
Ashby,	Hay,	Phillips,
Blake,	Jamison,	Rhett,
Bowker,	King,	Simons,
Bull,	Lartigue,	Walker,
Carson,	McCarthy,	Washington,
Darby,	Manning,	Whaley,
Davie,	Middleton,	Yates.
Ervin,		

The Bill was then ordered to be sent to the Senate.

The SPEAKER laid before the House the Report of the Solicitor of the Eastern Circuit, on the Offices and Officers within his Circuit; which was referred to the Committee on District Offices and Officers.

At half past 3 o'clock, on motion of Mr. W. J. ALSTON, business was suspended till 6 o'clock, P. M.

(RECESS.)

The SPEAKER having resumed the Chair,

A Bill to release the right and interest of the State in the personal property of Frederick Joseph Wallern, to the heirs of George Stainley and Elizabeth Catherine Long, was read the second time, and ordered to be sent to the Senate.

The Report of the Committee on Internal Improvements, on a Bill to reduce the ferriage at Vance's Ferry, at the time of high water, recommending that said Bill do not pass, was called for consideration, and agreed to; and the Bill was, consequently, rejected. The Report was ordered to be sent to the Senate for concurrence.

The Report of the Committee on the Judiciary, on a Bill to give females, after marriage, the entire control of their estates, recommending that said Bill be not passed, was considered and agreed to, and the Bill, consequently, was rejected.

A Bill to authorize office copies of deeds, in certain cases, to be given in evidence, was read a second time, and ordered to be sent to the Senate.

On motion of Mr. HENRY, a Bill to change the practice in Equity, as regards defendants and witnesses, which had been made the Special Order of the day for this day, 1 o'clock, was called for a second reading.

The Bill was then read a second time, and after debate thereon,

Mr. BROWN moved to postpone the further consideration of the Bill till the 1st day of January next; which passed in the affirmative.

YEAS.....53.
NAYS.....39.

The yeas and nays were requested, and are as follows:

Those who voted in the Affirmative are

Messrs. Allison,	Messrs. Gist,	Messrs. Northrop,
Ancrum,	Gregorie,	O'Bryan,
Ashby,	Griffin, R. C.	Palmer, P. P.
Barton,	Grimball,	Phillips,
Blake,	Hardin,	Porter,
Boswell,	Harrison,	Poyas,
Brown,	Hay,	Raysor,
Cox,	Hibben,	Rowell,
Crockett,	Jackson,	Sebring,
Darby,	Jamison,	Seymour,
Davis, Young	Jolly,	Sheppard,
Dawkins,	Lartigue,	Sims,
DeSaussure,	Long,	Smith, Henry
Dickson,	McLure,	Sullivan,
Eckhard,	Memminger,	Whaley,
Frost,	Mortimer,	Wilson, J. J.
Gavin,	Mouzon,	Yates.
Geddes,	Nicholson,	

Those who voted in the Negative, are

The Hon. William F. Colcock, Speaker,

Messrs. Allston, W. J.	Messrs. Henry,	Messrs. Quattlebum,
Black, John B.	Hunt,	Rhett,
Black, Jos. A.	Irby,	Reynolds,
Black, Wm. C.	King,	Sitgreaves,
Bowker,	Littlejohn,	Smith, H. J.
Cannon,	McElroy,	Smith, Joel
Cook,	Mayes,	Smith, John
Eaves,	Miller, John C.	Strother,
Ervin,	Miller, J. P.	Walker,
Gaillard,	Palmer, E. G.	Williams,
Graham,	Perrin,	Wilson, Isaac D.
Griffin, C. B.	Pickens,	Woodward.
Harvey,	Pressly,	

At fifteen minutes past nine o'clock, P. M., on motion of Mr. SIMS, the House adjourned.

THURSDAY, DECEMBER 14, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Pursuant to notice, and on motion of Mr. MIDDLETON, the 47th Rule of the House was suspended for the remainder of the Session.

The Senate returned to this House the following Acts, which were committed to the Committee on Engrossed Acts:

An Act to incorporate a Provident Institution for Savings in the City of Charleston; and

An Act to vest the Real Estate of Ehler H. Osterholtz in John D. W. Schroder.

The Senate returned to this House the following Bills, which were read the third time:

A Bill to permit Andrew O'Brien, an alien, to apply for permission to practice in the Courts of Law and Equity in this State; and

A Bill to incorporate the village of Walterborough. *Resolved*, That they do pass; that the titles thereof be changed, and that they be called "Acts." *Ordered*, That they be sent to the Senate.

The Senate sent to this House for concurrence,

The Reports of the Committee on Claims of the Senate,

On the Account of A. Campbell, Surveyor;

On the Account of Samuel Weir, for Printing; and

On the Account of W. N. Barnett, for Stationary furnished for the Senate; which were referred to the Committee on Claims of this House:

The Reports of the Committee on Agriculture and Internal Improvements of the Senate,

On the Petition of Dr. T. W. Moore; and

On the Account of J. B. Earnest; which were referred to the Committee on Internal Improvements of this House:

The Report of the Committee on the Military and Pensions of the Senate, on the Petition of Nancy Fry; which was referred to the Committee on Pensions of this House:

The Report of the Delegations of the Parishes of St. John's, Berkley, and St. James', Goose Creek, on the Report of the Commissioners appointed to re-survey the dividing line between the Parishes of St. John's, Berkley, and St. James, Goose Creek; which was referred to the Delegations from those Parishes.

Mr. RHETT, from the Committee on Federal Relations, made Reports,

On the subject of the fine imposed by Judge Hall on General Jackson; and

On the distribution of the proceeds of the sales of the Public Lands; which were ordered for consideration to-morrow.

The following Message (No. 5) was received from His Excellency the Governor:

EXECUTIVE DEPARTMENT, December 13, 1843.

Gentlemen of the House of Representatives:

I transmit you herewith the Report of the Commissioner of Columbia, accompanied by a plat of the Town.

J. H. HAMMOND.

The Message, with the Report of the Commissioner, relating to the public lands within the corporate limits of Columbia, and the proceeds arising from the sale of such as have been sold, was referred to the Committee on Internal Improvements.

On motion of Mr. EAVES, leave of absence was granted to Mr. DAVIE, for the remainder of the Session, on account of indisposition.

The Senate concurred in and returned to this House the following Reports:

Reports of the Committee of Ways and Means,

On the Petition of D. Dowling;

On the Petition of Charles F. Gary; and

On the Petition of William M. Myers:

Reports of the Committee on Internal Improvements

On the Petition of James Cayce; and

On the Petition of Charles Neuffer: and

The Report of the Committee on the Judiciary, upon the letter of resignation of the Hon. Judge Earle.

Mr. GAVIN presented the Petition of a number of citizens of St. George's Parish, praying the opening of a new road; also

The Petition of Richard Minis and sundry citizens of St. George's Parish, against the opening of said road; which were referred to the Committee on Roads, Bridges and Ferries.

Mr. McELROY presented the Petition of the Commissioners of Roads of the Second Regiment of Pickens District, praying that the 5th and 2nd Regiments be re-united in a general board; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. PERRIN, from the Committee on Claims, made a Report on the Accounts for repairs done on the State House; which was ordered for consideration to-morrow.

Mr. PICKENS, from the Committee on Privileges and Elections, made a Report

On the Petition of citizens of Edgefield District, praying for a new place of election; which was ordered for consideration to-morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report

On several Memorials from Spartanburg, Union, Newberry, Lexington and Fairfield, praying for an appropriation for Broad River; which was ordered for consideration to-morrow.

Mr. SEYMOUR, from the Committee on Public Printing, made a Report

On a Resolution directing an enquiry into the delay of the printing of this House; which was ordered to lie on the *table*.

Mr. NORTHROP, from the Committee on Education, to whom was referred a resolution directing the Committee to enquire into the expediency of appointing Members of the Legislature Commissioners *ex officio* of Free Schools; reported A Bill to increase the number of Commissioners of Free Schools, in the several Districts and Parishes; which was read the first time and ordered to be read a second time to-morrow.

Mr. FROST, from the Committee on the Judiciary, made a Report

On so much of the Governor's Message as recommends the union of the Offices of Secretary of State, at Columbia; which was ordered for consideration to-morrow.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to establish certain Roads, Bridges and Ferries was called for a second reading, and the following section having been read:

"Sec. 16. Be it further enacted, That the Commissioners of Roads of the several parishes and districts, shall hereafter be appointed by joint Resolution of both branches of the Legislature, in the same manner as Commissioners of Free Schools are now. The term of office of the said Commissioners of Roads shall be the same as is now required by law; they shall be liable to perform the same duties and subject to the same penalties as are now prescribed by law; and that in any case of the death of any Commissioner,

or removal from the parish or district, or refusal to serve, that the usual respective Boards of Commissioners shall appoint a Commissioner to fill said vacancy, who shall serve the unexpired term: The Commissioners now in office to continue in office until the first day of January, one thousand eight hundred and forty-five.

Mr. KING moved to strike out the words "appointed by joint Resolution of both branches of the Legislature, in the same manner as Commissioners of Free Schools are now," for the purpose of inserting the words," "elected by the People in the same manner as the Commissioners of the Poor are now elected;" which was decided in the negative.

YEAS.....30.
NAYS.....74.

The Yeas and Nays were requested, and are as follows:

Those who voted in the Affirmative, are

The Hon. William F. Colcock, Speaker,

Messrs. Allison,
Alston, W. J.
Black, Wm. C.
Bowker,
Dickinson,
Eaves,
Graham,
Griffin, C. B.
Griffin, R. C.
Guignard,

Messrs. Hardin,
Harvey,
Henry,
Hibben,
Hunt,
Irby,
King,
Long,
McLure,
Mayes,

Messrs. Mouzon,
Pressly,
Seymour,
Sheppard,
Smith, John
Sullivan,
Williams,
Woodward,
Yates.

Those who voted in the Negative, are

Messrs. Alston, J. A.
Ancrum,
Arthur,
Ashby,
Barton,
Black, John B.
Black, Joseph A.
Blake,
Blakeney,
Bonham,
Boswell,
Brown,
Broyles,
Cannon,
Carn,
Cook,
Cox,
Crockett,
Darby,
Davis, Henry
Davis, Young
Dawkins,
Dickson,
Earle,
Eckhard,

Messrs. English,
Ervin,
Frost,
Gaillard,
Gavin,
Gowin,
Gregorie,
Grimball,
Harrison,
Hay,
Jackson,
Jamison,
Jolly,
Lartigue,
Littlejohn,
McCarthy,
McElroy,
Middleton,
Miller, John C.
Miller, J. P.
Mortimer,
Nicholson,
Northrop,
O'Bryan,
Palmer, P. P.

Messrs. Perrin,
Phillips,
Pickens,
Porter,
Poyas,
Quattlebum,
Raysor,
Reynolds,
Rowell,
Sebring,
Simons,
Sims,
Sitgreaves,
Smith, H. J.
Smith, Henry
Smith, Joel
Sparkman,
Strother,
Sumter,
Torre,
Walker,
Whaley,
Wilson, Isaac D.
Wilson, J. J.

Mr. RODGERS, who was absent when the vote was taken on the amendment proposed by Mr. KING, was permitted to record the vote he would have given, if present, and his name having been called for that purpose, he answed Aye.

The Bill was read the second time, and ordered to be sent to the Senate.

On motion of Mr. FROST, the Special Committee appointed to examine the Governor's Civil and Military Contingent Accounts, was permitted to sit during the Session of the House.

The General Orders were suspended, and

Mr. NORTHROP, from the Committee on Education, made a Report on the Petition of A P. Johnston; and

Mr. McCARTHY, from the Committee on the Judiciary, made a Report on the 2d volume of McMullan's Law Reports; which were ordered for consideration to-morrow.

Pursuant to notice given yesterday, and on motion of Mr JOSEPH. A. BLACK, she 74th Rule of the House was suspended.

Mr. JOSEPH A. BLACK presented the Petition of James Fuller, Messenger of the Appeal Court, praying for additional salary; and

The account of I. C. Morgan, for printing; which were referred to the Committee on Claims.

The General Orders were resumed.

A Bill to provide for the formation of a new Judicial District within the limits of Edgefield District, to be called Saluda District, and for other purposes, was called for a second reading.

Mr. E. G. PALMER moved to strike out the enacting words, which passed in the affirmative, and the Bill was consequently rejected.

A Bill to amend the 10th Section of the 1st Article of the Constitution of this State, was read the second time.

On motion of Mr. HENRY, a call of the House was then ordered, and the roll being called twice, all the Members answered to their names except Messrs. JOHN A. ALSTON, BELIN, CARSON, CHESNUT, DESAUSSURE, MYERS, JOHN PALMER, RILEY, SIMS and WASHINGTON.

Messrs. BELIN, CARSON, CHESNUT, JOHN PALMER and RILEY, were reported to be sick.

On motion of Mr. HENRY, further proceedings in the call were dispensed with.

The question being then put, Shall this Bill be sent to the Senate?

It was decided in the negative; two-thirds of the whole representation in this House not agreeing thereto.

YEAS.....75.
NAYS.....37.

The Yeas and Nays were taken agreeably to the provision of the Constitution, and are as follows:

Those who voted in the Affirmative, are

Messrs. Allison,	Messrs. Gaillard,	Messrs. Miller, J. P.
Alston, W. J.	Geddes,	Mortimer,
Arthur,	Gist,	Northrop,
Ashby,	Gowin,	O'Bryan,
Barton,	Graham,	Pickens,
Black, John B.	Griffin, C. B.	Pressly,

Messrs. Black, Joseph A.	Messrs. Griffin R. C.	Messrs. Quattlebum,
Black, Wm. C.	Hardin,	Reynolds,
Bowker,	Harvey,	Rowell,
Brown,	Henry,	Sebring,
Broyles,	Hibben,	Sheppard,
Cannon,	Hunt,	Sitgreaves,
Carn,	Irby,	Smith, H. J.
Cook,	Jackson,	Smith, Henry
Cox,	Jolly,	Smith, Joel
Crockett,	King,	Smith, John
Davis, Henry	Littlejohn,	Sparkman,
Davis, Young	Long,	Strother,
Dawkins,	McLure,	Sullivan,
Dickinson,	McElroy,	Sumter,
Dickson,	Manning,	Torre,
Earle,	Massey,	Williams,
Eaves,	Mayes,	Wilson, I. D.
Eckhard,	Middleton,	Woodward,
English,	Miller, John C.	Yates.

Those who voted in the Negative, are

Messrs. Alston, J. A.	Messrs. Harrison,	Messrs. Porter,
Ancrum,	Hay,	Poyas,
Blake,	Jamison,	Raysor,
Blakeney,	Lartigue,	Rhett,
Bonham,	McCarthy,	Rodgers,
Boswell,	Memminger,	Roper,
Bull,	Mouzon,	Seymour,
Darby,	Nicholson,	Simons,
Ervin,	Palmer, E. G.	Walker,
Gavin,	Palmer, P. P.	Washington,
Gregorie,	Perrin,	Whaley,
Grimball,	Phillips,	Wilson, James J.
Guignard,		

The Senate returned to this House the following Acts, which were committed to the Committee on Engrossed Acts:

An Act to incorporate the Village of Walterboro', and for other purposes therein mentioned; and

An Act to permit Andrew O'Brien, an alien, to apply for permission to practice in the Courts of Law and Equity in this State.

A Bill to give the election of Commissioners of Roads to the people, was called for a second reading.

On motion of Mr. KING, the Bill was ordered to lie on the *table*.

A Bill to regulate the issuing of Grants, and for other purposes, was read the second time and ordered to be sent to the Senate.

A Bill to extend the jurisdiction of Magistrates, in cases arising on contracts, was called for a second reading, and progress having been made therein, Mr. JOHN SMITH moved that the further consideration of the Bill be postponed to the first day of January next, which was decided in the negative.

YEAS.....55.
NAYS.....55.

The Yeas and Nays were requested, and are as follows:

Those who voted in the Affirmative, are

The Hon. William F. Colcock, Speaker,

Messrs. Alston, John A.
Ancrum,
Arthur,
Black, John B.
Black, Joseph A.
Blake,
Boswell,
Broyles,
Carn,
Darby,
DeSaussure,
Dickinson,
Eckhard,
Ervin,
Frost,
Gavin,
Geddes,
Gregorie,

Messrs. Grimball,
Hay,
Irby,
Jackson,
Jamison,
Lartigue,
McCarthy,
Manning,
Memminger,
Middleton,
Mortimer,
Myers,
Northrop,
Palmer, E. G.
Palmer, P. P.
Perrin,
Phillips,
Porter,

Messrs. Poyas,
Quattlebum,
Raysor,
Roper,
Sebring,
Seymour,
Simons,
Smith, Joel
Smith, John
Sparkman,
Sumter,
Torre,
Walker,
Washington,
Whaley,
Williams,
Wilson, Jas. J.
Yates.

Those who voted in the Negative, are

Messrs. Allison,
Alston, W. J.
Barton,
Black, Wm. C.
Blakeney,
Bonham,
Bowker,
Cannon,
Carson,
Cook,
Cox,
Crockett,
Davis, Henry
Davis, Young
Dawkins,
Dickson,
Earle,
Eaves,
Gaillard,

Messrs. Gist,
Gowin,
Graham,
Griffin, C. B.
Griffin, R. C.
Guignard,
Hardin,
Harrison,
Harvey,
Henry,
Jolly,
King,
Littejohn,
Long,
McLure,
McElroy,
Massey,
Mayes,

Messrs. Miller, John C.
Miller, J. P.
Mouzon,
Nicholson,
O'Bryan,
Pickens,
Pressly,
Reynolds,
Rodgers,
Rowell,
Sheppard,
Sims,
Sitgreaves,
Smith, Henry J.
Smith, Henry
Sullivan,
Wilson, I. D.
Woodward.

The Bill was then read a second time, and the question being put, Shall this Bill be sent to the Senate? it was decided in the negative.

YEAS.....53.
NAYS.....62.

The Yeas and Nays were requested, and are as follows:

Those who voted in the Affirmative, are

Messrs. Allison,
Alston, W. J.
Barton,

Messrs. Gist,
Gowin,
Graham,

Messrs. Mayes,
Miller, John C.
Miller, J. P.

Messrs. Black, Wm. C.	Messrs. Griffin, R. C.	Messrs. O'Bryan,
Bowker,	Guignard,	Pressly,
Brown,	Hardin,	Reynolds,
Cannon,	Harrison,	Rodgers,
Carson,	Harvey,	Rowell,
Cook,	Henry,	Sheppard,
Cox,	Jolly,	Sims,
Crockett,	King,	Sitgreaves,
Davis, Henry	Littlejohn,	Smith, H. J.
Davis, Young	Long,	Smith, Henry
Dawkins,	McLure,	Smith, John
Earle,	McElroy,	Sullivan,
Eaves,	Massey,	Wilson, Isaac D.
Gaillard,	Mouzon,	Woodward.
Griffin, C. B.	Nicholson,	

Those whose voted in the Negative, are

The Hon. William F. Colcock, Speaker.

Messrs. Alston, John A.	Messrs. Geddes,	Messrs. Pickens,
Ancrum,	Gregorie,	Porter,
Arthur,	Grimball,	Poyas,
Ashby,	Hay,	Quattlebum,
Black, John B.	Hibben,	Raysor,
Black, Joseph A.	Irby,	Rhett,
Blake,	Jackson,	Roper,
Blakeney,	Jamison,	Sebring,
Bonham,	Lartigue,	Seymour,
Boswell,	McCarthy,	Simons,
Broyles,	Manning,	Smith, Joel
Bull,	Memminger,	Sparkman,
Carn,	Middleton,	Sumter,
Chesnut,	Mortimer,	Torre,
Darby,	Myers,	Walker,
DeSaussure,	Northrop,	Washington,
Dickinson,	Palmer, E. G.	Whaley,
Dickson,	Palmer, P. P.	Williams,
Eckhard,	Perrin,	Wilson, J. J.
Ervin,	Phillips,	Yates.
Gavin,		

On motion of Mr. WILLIAM C. BLACK, business was suspended at 49 minutes past 3 o'clock, P. M., till 6 o'clock, P. M.

(RECESS.)

When the Speaker resumed the Chair, the following Bills were read by their titles, and referred:

A Bill from the Senate, to regulate the Auditing of Contingent Accounts against the State, was referred to the Committee of Ways and Means;

A Bill from the Senate, to increase the penalty for concealing or conveying away any slave accused of a capital crime, was referred to the Committee on the Judiciary; and

A Bill to authorize the Superintendent of Public Works to dispose of certain lands belonging to the State, was referred to the Committee on Internal Improvements.

The SPEAKER laid before the House the account of Thomas W. Glover, Clerk of the House, for Stationery; which was referred to the Committee on Claims.

The Senate returned to this House,

A Bill to authorize and require the Courts of Appeal, when engaged in hearing cases from that Circuit, to sit in Charleston; the title of which the Senate had changed to read as follows: "A Bill to regulate the sittings of the Courts of Appeal, and for other purposes;" which was read the third time and passed. *Resolved*, That the title thereof be changed; that it be called "An Act," and sent to the Senate.

The Senate also returned to this House the following Bills:

A Bill to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted, and

A Bill to amend the law in relation to recording Mortgages, and to regulate the *lien* thereof.

Resolved, That they do pass; that the titles thereof be changed; that they be called "Acts," and sent to the Senate.

A Bill to amend an Act entitled "An Act more effectually to prevent Free Negroes and Persons of Color from entering into this State, and for other purposes," was read the second time, and the question being put, shall this Bill be sent to the Senate? it passed in the affirmative.

YEAS.....68.
NAYS.....32.

The Yeas and Nays were requested, and are as follows:

Those who voted in the Affirmative, are

The Hon. William F. Colcock, Speaker,

Messrs. Allison,
Alston, W. J.
Ashby,
Barton,
Black, Joseph A.
Black, W. C.
Boswell,
Broyles,
Cannon,
Carn,
Cook,
Cox,
Crockett,
Dawkins,
DeSaussure,
Dickinson,
Dickson,
Earle,
Eaves,
Eckhard,
English,
Ervin,
Frost,

Messrs. Gaillard,
Gowin,
Graham,
Griffin, C. B.
Griffin, R. C.
Guignard,
Hardin,
Harvey,
Hunt,
Jackson,
Jamison,
Jolly,
Lartigue,
Littlejohn,
Long,
McLure,
McElroy,
Mayes,
Memminger,
Miller, John C.
Miller, J. P.
Nicholson,

Messrs. O'Bryan,
Palmer, E. G.
Perrin,
Pressly,
Quattlebum,
Raysor,
Reynolds,
Rowell,
Sebring,
Seymour,
Sheppard,
Sims,
Sitgreaves,
Smith, Henry
Smith, Joel
Smith, John
Strother,
Sumter,
Williams,
Wilson, Isaac D.
Woodward,
Yates.

Those who voted in the Negative, are

Messrs. Ancrum,	Messrs. Irby,	Messrs. Rhett,
Black, John B.	McCarthy,	Rodgers,
Blake,	Manning,	Simons,
Darby,	Middleton,	Smith, Henry J.
Gavin,	Mortimer,	Sparkman,
Geddes,	Mouzon,	Sullivan,
Gist,	Northrop,	Torre,
Gregorie,	Palmer, P. P.	Walker,
Grimball,	Porter,	Washington,
Hay,	Poyas,	Whaley,
Hibben,		Wilson, J. J.

On motion of Mr. GRAHAM, the House adjourned at 8 minutes past 10 o'clock, P. M.

FRIDAY, DECEMBER 15, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate returned to this House,

A Bill to alter and amend the 1st Section of the 3d Article of the Constitution; which was committed to the Committee on Engrossed Acts.

The Senate sent to this House for concurrence,

The Report of the Committee on Claims of the Senate.

On the Account of A. S. Willington & Co., for printing; which was referred to the Committee on Claims of this House;

A Resolution authorizing the Commissioners of Roads of St. James', Goose Creek, to elect an additional Commissioner; and

A Resolution to have certain Acts, in relation to Commissioners of Roads, published in pamphlet form; which were referred to the Committee on Roads, Bridges and Ferries.

Mr. ROPER, from the Special Joint Committee to whom had been recommitted the Report of the Committee to nominate suitable persons for Bank Directors, made a Report, recommending William B. Pringle as a suitable person to supply the vacancy in the nomination, occasioned by Mr. J. L. Nowell's declining to accept a seat in the Direction; which was ordered to lie on the *table*.

Mr. SITGREAVES, from the Delegations of York and Lancaster, to whom was referred so much of the Governor's Message No. 1, as relates to the Catawba Indians, with the accompanying documents, made a Report, which was ordered for consideration to-morrow.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made a Report

On the Petition of a number of the citizens of St. George's Parish, praying the opening of a new road; which was ordered for consideration to-morrow.

On motion of Mr. CARN, the Committee on Roads, Bridges and Ferries was discharged from the further consideration of the Petition of the Commissioners of Roads, of the second Regiment of Pickens District, praying that the 5th and 2nd Regiments be reunited in a general board; and

The SPEAKER laid before the House the account of Thomas W. Glover, Clerk of the House, for Stationery; which was referred to the Committee on Claims.

The Senate returned to this House,

A Bill to authorize and require the Courts of Appeal, when engaged in hearing cases from that Circuit, to sit in Charleston; the title of which the Senate had changed to read as follows: "A Bill to regulate the sittings of the Courts of Appeal, and for other purposes;" which was read the third time and passed. *Resolved*, That the title thereof be changed; that it be called "An Act," and sent to the Senate.

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Resolved, That they do pass; that the titles thereof be changed; that they be called "Acts," and sent to the Senate.

A Bill to amend an Act entitled "An Act more effectually to prevent Free Negroes and Persons of Color from entering into this State, and for other purposes," was read the second time, and the question being put, shall this Bill be sent to the Senate? it passed in the affirmative.

YEAS.....68.
NAYS.....32.

The Yeas and Nays were requested, and are as follows:

Those who voted in the Affirmative, are

The Hon. William F. Colcock, Speaker,

Messrs. Allison,	Messrs. Gaillard,	Messrs. O'Bryan,
Alston, W. J.	Gowin,	Palmer, E. G.
Ashby,	Graham,	Perrin,
Barton,	Griffin, C. B.	Pressly,
Black, Joseph A.	Griffin, R. C.	Quattlebum,
Black, W. C.	Guignard,	Raysor,
Boswell,	Hardin,	Reynolds,
Broyles,	Harvey,	Rowell,
Cannon,	Hunt,	Sebring,
Carn,	Jackson,	Seymour,
Cook,	Jamison,	Sheppard,
Cox,	Jolly,	Sims,
Crockett,	Lartigue,	Sitgreaves,
Dawkins,	Littlejohn,	Smith, Henry
DeSaussure,	Long,	Smith, Joel
Dickinson,	McLure,	Smith, John
Dickson,	McElroy,	Strother,
Earle,	Mayes,	Sumter,
Eaves,	Memminger,	Williams,
Eckhard,	Miller, John C.	Wilson, Isaac D.
English,	Miller, J. P.	Woodward,
Ervin,	Nicholson,	Yates.
Frost,		

Those who voted in the Negative, are

Messrs. Ancrum,	Messrs. Irby,	Messrs. Rhett,
Black, John B.	McCarthy,	Rodgers,
Blake,	Manning,	Simons,
Darby,	Middleton,	Smith, Henry J.
Gavin,	Mortimer,	Sparkman,
Geddes,	Mouzon,	Sullivan,
Gist,	Northrop,	Torre,
Gregorie,	Palmer, P. P.	Walker,
Grimball,	Porter,	Washington,
Hay,	Poyas,	Whaley,
Hibben,		Wilson, J. J.

On motion of Mr. GRAHAM, the House adjourned at 8 minutes past 10 o'clock, P. M.

FRIDAY, DECEMBER 15, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate returned to this House,

A Bill to alter and amend the 1st Section of the 3d Article of the Constitution; which was committed to the Committee on Engrossed Acts.

The Senate sent to this House for concurrence,

The Report of the Committee on Claims of the Senate.

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A Resolution to have certain Acts, in relation to Commissioners of Roads, published in pamphlet form; which were referred to the Committee on Roads, Bridges and Ferries.

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Mr. CARN, from the Committee on Roads, Bridges and Ferries, made a Report

On the Petition of a number of the citizens of St. George's Parish, praying the opening of a new road; which was ordered for consideration to-morrow.

On motion of Mr. CARN, the Committee on Roads, Bridges and Ferries was discharged from the further consideration of the Petition of the Commissioners of Roads, of the second Regiment of Pickens District, praying that the 5th and 2nd Regiments be reunited in a general board; and

Messrs. Ashby,
Barton,
Belin,
Black, John B.
Black, Joseph A.
Black, Wm. C.
Blake,
Blakeney,
Bonham,
Bowker,
Brown,
Broyles,
Bull,
Cannon,
Carn,
Carson,
Cook,
Cox,
Crockett,
Davis, Henry
Davis, Young
Dawkins,
DeSaussure,
Dickinson,
Dickson,
Earle,
Eaves,
Eckhard,
Ervin,
English,
Frost,
Messrs. Gregorie,
Griffin, C. B.
Griffin, R. C.
Grimball,
Guignard,
Hardin,
Harrison,
Harvey,
Hay,
Hibben,
Irby,
Jackson,
Jamison,
Jolly,
King,
Lartigue,
Littlejohn,
Long,
McCarthy,
McLure,
McElroy,
Manning,
Massey,
Mayes,
Memminger,
Middleton,
Miller, John C.
Miller, J. P.
Mortimer,
Mouzon,
Nicholson,
Messrs. Phillips,
Pickens,
Porter,
Pressly,
Quattlebum,
Raysor,
Reynolds,
Rhett,
Riley,
Rodgers,
Roper,
Rowell,
Sebring,
Sheppard,
Simons,
Smith, Henry J.
Smith, Joel
Smith, John
Sparkman,
Strother,
Sullivan,
Torre,
Walker,
Washington,
Whaley,
Williams,
Wilson, Isaac D.
Wilson, Jas. J.
Woodward,
Yates.

The Report and Resolutions were then agreed to and sent to the Senate for concurrence.

The following Message was received from the Senate:

IN THE SENATE, December 15, 1843.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the "Bill to regulate the sittings of the Courts of Appeal, and for other purposes," by inserting "Horry" after the word Georgetown, wherever the same occurs in the said Bill.

By order of Senate: ANGUS PATTERSON, *President.*

The House granted leave to the Senate to make the amendment, and an answer was returned.

A Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-three, was called for a second reading, and the 9th Section having been read,

Mr. SIMS moved to strike out the words, "For an Agricultural Survey of the State, to be drawn and expended under the direction of the Governor, two thousand dollars;" which was decided in the negative.

YEAS.....33.
NAYS.....68.

The Yeas and Nays were requested, and are as follows:

Those who voted in the Affirmative, are

Messrs. Boswell,	Messrs. Graham,	Messrs. Quattlebum,
Broyles,	Griffin, C. B.	Reynolds,
Cannon,	Griffin, R. C.	Rodgers,
Carson,	Harrison,	Sheppard,
Darby,	Harvey,	Sims,
Dawkins,	Irby,	Smith, H. J.
Eaves,	Long,	Smith, H.
English,	Miller, John C.	Smith, John
Ervin,	Mayes,	Sullivan,
Gist,	Nicholson,	Williams,
Gowin,	Phillips,	Wilson, I. D.

Those who voted in the Negative, are

The Hon. William F. Colcock, Speaker,

Messrs. Allison,	Messrs. Grimball,	Messrs. Palmer, John
Alston, J. A.	Guignard,	Palmer, P. P.
Alston, W. J.	Hardin,	Perrin,
Ancrum,	Hay,	Porter,
Belin,	Henry,	Pressly,
Black, John B.	Hunt,	Raysor,
Black, Jos. A.	Jamison,	Rhett,
Black, Wm. C.	King,	Riley,
Blake,	Lartigue,	Roper,
Blakeney,	Littlejohn,	Rowell,
Bonham,	McCarthy,	Sebring,
Brown,	McLure,	Simons,
Bull,	McElroy,	Smith, Joel
Carn,	Manning,	Sparkman,
Davis, Henry	Massey,	Strother,
DeSaussure,	Mayes,	Torre,
Dickinson,	Memminger,	Walker,
Dickson,	Middleton,	Washington,
Eckhard,	Miller, J. P.	Whaley,
Frost,	Mortimer,	Wilson, J. J.
Gavin,	Northrop,	Woodward,
Geddes,	Palmer, E. G.	Yates.
Gregorie,		

The Bill was then read a second time, and ordered to be sent to the Senate.

Mr. MEMMINGER, Chairman of the Committee of Ways and Means, gave notice that he will ask leave, on the third reading of said Bill, to offer sundry amendments.

The Senate then attended and joined the House in a ballot for a Law Judge.

The Senate returned an Act to regulate the Sittings of the Courts of Appeal, and for other purposes; which was committed to the Committee on Engrossed Acts.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report,

On a Bill, from the Senate, to authorize the Superintendent of Public Works to dispose of certain lands belonging to the State; which was ordered for consideration to-morrow.

Mr. FROST, from the Committee on the Judiciary, made a Report,

On a Bill to increase the penalty for concealing or carrying away any slave accused of a capital crime; which was ordered for consideration to-morrow.

Mr. FROST, from the Special Joint Committee appointed to examine the Governor's Civil and Military Contingent accounts, made Report, which was ordered for consideration to-morrow.

A Bill to amend the second Section of an Act, to convert the Arsenal at Columbia, and the Citadel and Magazine in and near Charleston, into Military Schools, was read the second time and ordered to be sent to the Senate.

The following Bills were taken up for a second reading, and ordered to lie on the *table:*

A Bill to authorize the Superintendent of Public Works to sell a tract of the State's land, and

A Bill to provide for the payment of the Public Debts.

The following Bills were called for a second reading, and, on motion, the further consideration thereof was postponed to the first day of January next.

A Bill to amend the law in relation to the powers and duties of the Commissioners of Roads; and

A Bill to authorize the Commissioners of Roads to issue execution against the person of defaulters.

The following Bills were read the second time and ordered to be sent to the Senate:

A Bill to authorize the Superintendent of Public Works, to sell to Wilson Barton a tract of the State's land; and

A Bill to authorize the Superintendent of Public Works to sell a tract of land to Jacob Geiger.

Mr. COOK, from the Committee appointed to count the votes for a Law Judge, on the first ballot, reported, that Mr. Frost received 59 votes; Mr. Caldwell 28; Mr. Dargan 24; Mr. Whitner 26; Mr. Withers 19; and Mr. Henry 6; and that, no candidate having received a majority, there is consequently no election.

On motion of Mr. BROWN, a Message was ordered to the Senate, proposing to go forthwith into another ballot for Law Judge, in which the Senate concurred and returned an answer.

The following Bills were read a second time and ordered to be sent to the Senate:

A Bill to provide compensation to the owners of slaves executed;

A Bill to alter and amend the Patrol Law; and

A Bill to vest in the Administrator of John Young, the interest of the State in certain Real Estate, and for other purposes.

The Senate then attended the House in a second ballot for a Law Judge.

A Bill to alter the times of the sittings of the Courts of Equity, in the third Circuit, and to establish a Court of Equity in Horry District, was read the second time and sent to the Senate.

Mr. JOSEPH A. BLACK gave notice, that he will ask leave to-morrow to suspend the 74th Rule of this House.

Mr. DARBY, from the Committee appointed to count the votes given on a second ballot for a Law Judge, reported that Edward Frost received 64 votes,

J. J. Caldwell 29 votes, J. N. Whitner 26 votes, G. W. Dargan 26 votes, and T. J. Withers 18 votes, and that no candidate having received a majority there is, consequently, no election.

The following Message was received from the Senate:

IN THE SENATE, December 15, 1843.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a third ballot for a Law Judge to fill the vacancy occasioned by the resignation of Judge Earle.

By order of the Senate:

ANGUS PATTERSON, *President.*

In which the House concurred and returned an answer.

The Senate then attended, and joined the House in a third ballot for a law Judge.

A Bill, from the Senate, to amend the law in relation to actions commenced by writ of foreign attachment, was read the second time and returned to the Senate.

A Bill to authorize the Superintendent of Public Works to convey to Daniel McCullough all the right and title of the State to the Mount Dearborn tract of land, was read the second time and sent to the Senate.

The Report of the Committee on Internal Improvements, on so much of the Governor's Message, No. 2, as relates to the Mount Dearborn lands, and so much of the Superintendent's Report as refers to the same, was agreed to and ordered to be sent to the Senate for concurrence.

Mr. DESAUSSURE, from the Committee appointed to count the votes given for a Law Judge, on the third ballot, reported, that Mr. Frost received 56 votes, Mr. Withers received 13 votes, Mr. Caldwell received 33 votes, Mr. Dargan received 25 votes, and Mr. Whitner 25 votes; and that no candidate having received a majority, there is, consequently, no election.

The following Message was received from the Senate:

IN SENATE, December 15, 1843.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a fourth ballot for a Law Judge to fill the vacancy occasioned by the resignation of Judge Earle.

By order of the Senate:

ANGUS PATTERSON, *President.*

In which the House concurred and an answer was returned.

The Senate then attended and joined the House in a fourth ballot for a Law Judge.

At 10 minutes past 4 o'clock, P. M., on motion of MR. JOEL SMITH, business was suspended till half past 6 o'clock, P. M.

(RECESS.)

When the SPEAKER resumed the Chair,

Mr. DICKSON, from the Committee appointed to count the votes given on the fourth ballot for a Law Judge, reported, that Mr. Frost received 69 votes, Mr. Caldwell 38, Mr. Dargan 31, Mr. Whitner 16, and Mr. Withers 5, and that no candidate having received a majority, there is, consequently, no election.

The following Bills, from the Senate, were read a second time and ordered to be returned to the Senate:

A Bill regulating Hawkers and Pedlars;

A Bill to inflict capital punishment on slaves and persons of color who may commit a certain offence; and

A Bill to establish the office of Assayer.

Mr. MEMMINGER, from the Committee of Ways and Means, made a Report,

On a Bill from the Senate, to regulate the Auditing of Contingent Accounts against the State; which was ordered for consideration to-morrow.

A Bill further to prevent the fraudulent packing of Cotton, was read a second time, and, on motion of Mr. E. G. PALMER, the further consideration of the Bill was postponed till the first day of January next.

The following Message was received from the Senate:

IN THE SENATE, December 15, 1843.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a fifth ballot for a Law Judge, to fill the vacancy occasioned by the resignation of Judge EARLE.

By order of the Senate:

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned.

The following Bills were ordered to lie on the *table:*

A Bill to provide a more definite mode of preparing the reports of cases carried up to the Appeal Courts; and

A Bill to limit the lien of judgments and executions in certain cases, and for other purposes.

The Senate then attended and joined the House in a fifth ballot for a Law Judge.

A Bill to amend the Constitution of the State, in relation to the offices of the Treasury, was read the second time, and the question being put, "Shall the Bill be sent to the Senate? it was decided in the negative, two thirds of the whole representation in this House not agreeing thereto.

YEAS,.....80.
NAYS,.....30.

The Yeas and Nays were taken, agreeably to the provisions of the Constitution, and are as follows:

Those who voted in the Affirmative, are

The Hon. William F. Colcock, Speaker,

Messrs Allison,	Messrs. Frost,	Mortimer,
Alston, W. J.	Gaillard,	Mouzon,
Arthur,	Geddes,	Myers,
Ashby,	Gist,	Nicholson,
Barton,	Gowin,	Northrop,
Belin,	Graham,	Palmer, E. G.
Black, John B.	Griffin, C. B.	Palmer, P. P.
Black, Joseph A.	Griffin, R. C.	Perrin,
Black, Wm. C.	Guignard,	Pickens,
Blake,	Harden,	Pressly,
Blakeney,	Harrison,	Quattlebum,
Bonham,	Harvey,	Reynolds,
		Rodgers,

Messrs. Bowker,	Messrs. Henry,	Messrs. Rowell,
Brown,	Hibben,	Sheppard,
Broyles,	Irby,	Sims,
Cannon,	Jackson,	Sitgreaves,
Cook,	Jolly,	Smith, H. J.
Crockett,	King,	Smith, H.
Davis, Henry	Littlejohn,	Smith, Joel
Davis, Young	Long,	Smith, John
Dawkins,	McLure,	Sullivan,
DeSaussure,	McElroy,	Sumter,
Dickinson,	Mayes,	Williams,
Dickson,	Memminger,	Wilson, Isaac D.
Earle,	Miller, John C.	Wilson, James J.
Eaves,	Miller, J. P.	Woodward.

Those who voted in the Negative, are

Messrs. Alston, John A.	Messrs. Jamison,	Messrs. Rhett,
Ancrum,	Lartigue,	Roper,
Bull,	McCarthy,	Sebring,
Carn,	Manning,	Simons,
Darby,	Middleton,	Sparkman,
Gavin,	O'Bryan,	Torre,
Gregorie,	Phillips,	Walker,
Grimball,	Porter,	Washington,
Hay,	Poyas,	Whaley,
Hunt,	Raysor,	Yates.

A Bill to increase the number of Commissioners of Free Schools in the several Districts and Parishes, was read the second time, and, on motion of Mr. BLAKENEY, the further consideration of the Bill was postponed till the first day of January next.

A Bill to amend an Act entitled "An Act to authorize the sale of the real estate of Alexander Downer, deceased, and for other purposes, was read the second time and ordered to be sent to the Senate.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report on a resolution instructing them to enquire into the expediency of abolishing the Office of Superintendent of Public Works; which was ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, made a Report on so much of the Governor's Message as relates to the suits against the Banks; which was ordered to lie on the *table*.

Mr. ECKHARD, from the Committee appointed to count the votes given on the fifth ballot for a Law Judge, reported, that Edward Frost received 77 votes, J. J. Caldwell 39 votes, George W. Dargan 32 votes, Thomas J. Withers 4 votes, and B. F. Whitner 1 vote; and that 77 being a majority, Mr. Edward Frost is duly elected a Law Judge.

A Bill to constitute inspectors of timber, lumber, tar and turpentine for Waccamaw River, was ordered to lie on the table.

The Senate sent to this House,

The Report of the Committee on Accounts and Vacant Offices, on a Resolution to appoint district Officers for the district of Newberry, and

A Resolution as to managers of elections and places of election in Chester; which were referred to the Committee on Vacant Offices.

On motion of Mr. MEMMINGER, at 4 minutes before 8 o'clock P. M. the House adjourned.

SATURDAY, DECEMBER 16, 1843.

At the hour to which the House was adjourned, the Clerk called the roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On so much of the Report of the Superintendent of Public Works as relates to Lockhart's Canal; and

On the Message No. 5, of his Excellency the Governor; which were ordered for consideration on Monday next.

The House concurred in and returned to the Senate the following Resolutions:

A Resolution authorizing the Commissioners of Roads of St. James', Goose Creek, to elect an additional Commissioner; and

A Resolution to have certain Acts, in relation to Commissioners of Roads, published in pamphlet form.

Mr. BLAKENEY, from the Committee on Accounts, made a Report on the Contingent Accounts against the Upper Division of the Treasury; which was ordered for consideration on Monday next.

The Senate returned to this House the following Bills, which were read the third time: *Resolved*, That they do pass; that the titles thereof be changed; that they be called "Acts," and sent to the Senate:

A Bill to establish an Inspection and Ware House at Hamburg, in Edgefield District;

A Bill to reduce the Capital of the Charleston Insurance and Trust Company;

A Bill to authorize the formation of a new Volunteer Company within the limits of the 23d Regiment of Infantry;

A Bill to authorize the formation of a Regiment of Artillery in the Parishes of St. Philip and St. Michael; and

A Bill to establish certain Roads, Bridges and Ferries.

Mr. HENRY, from the Committee on District Offices and Officers, made Reports,

On the Petition of sundry citizens of Abbeville, praying that measures may be taken to carry into effect an Act establishing a uniform standard of Weights and Measures; and

On a Resolution, directing an enquiry into the expediency of equalizing the costs of Clerks and Magistrates, in proceedings on estrays, other than horses and mules; which were ordered for consideration on Monday next.

Pursuant to notice given yesterday, and on motion of Mr. JOSEPH A. BLACK, the 74th Rule of the House was suspended, and

Mr. JOSEPH A. BLACK presented the Account of William Cunningham, for fifty volumes of the State Reports; which was referred to the Committee on Claims.

The Senate returned to this House the following Bills, which were read the third time. *Resolved*, That they do pass, that the titles thereof be changed; that they be called "Acts," and sent to the Senate:

A Bill to raise Supplies for the year commencing in October, one thousand eight hundred and forty-three;

A Bill to change the name of the Louisville, Cincinnati and Charleston Rail Road Company, and to unite the same with the South-Carolina Canal and Rail Road Company, and for other purposes; and

A Bill prescribing the duties of certain officers in the collection of supplies, the payment of salaries, and for other purposes.

Mr. LARTIGUE obtained leave to withdraw the Petition of E. J. Roberts, praying compensation for a slave executed.

On motion of Mr. HENRY, leave of absence was granted to Mr. LITTLEJOHN, for the remainder of the Session, on account of the indisposition of his family.

Mr. BULL from the Committee on Vacant Offices, made the following Report, which was ordered to lie on the *table*:

The Committee on Vacant Offices beg leave to report, that the offices of Solicitor of the Western and Middle Circuits are vacant, from the expiration of the term.

A Message was ordered to be sent to the Senate, proposing to fill said vacancies on Monday next, at 2 o'clock, P. M.

On motion of Mr. LARTIGUE, a Message was also sent to the Senate, proposing to go into an election for State Reporter, this day, immediately after the ballots for President and Directors of the Bank of the State and Superintendent of Public Works.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to prevent the Bank of the State from issuing notes of a less denomination than five dollars, and for other purposes, was called for a second reading, and ordered to lie on the *table*.

The following Reports were ordered to lie on the *table*:

Reports of the Committee on Roads, Bridges and Ferries,

On the Petition of Charles W. Watkins;

On the Petition of the Lower Board of Commissioners of St. Peter's Parish;

On the Petition of sundry citizens of Barnwell, praying for the opening of a new road;

On the Petition of Charles Hughes; and

On the Petition of Emeline Walkington:

Report of the Medical Committee,

On the Petition of several citizens of Barnwell District, praying that suitable compensation be rendered Drs. Dugas and Ford, for a *post mortem* examination:

Reports of the Committee on Internal Improvements,

On the Petition of E. M. Spriggs; and

On the Petition of Charles McCullough:

Report of the Committee on the Military,

On a Resolution, instructing that Committee to enquire and report upon the expediency of amending the Act entitled "An Act to reduce all Acts and clauses of Acts in relation to the Militia of this State into one Act," so as to exempt all officers of the Judge Advocate's Department from the performance of ordinary military duty; and

Report of the Committee on Pensions, on the Petition of Ann King.

The Report of the Committee on Pensions, on the Petition of Abel Robins, was recommitted to the same Committee, with instructions to grant the prayer of the Petitioner.

The following Messages were received from the Senate:

IN THE SENATE, December 16, 1843.

Mr. Speaker and Gentlemen:

Senate concurs with your House in the proposal to go into an election for Solicitors of the Middle and Western Circuits, on Monday next at 2 o'clock.

Senate also concurs with your House in the proposal to enter into an election for State Reporter, this day, immediately after the ballot for Superintendent of Public Works.

By order of the Senate:

ANGUS PATTERSON, *President.*

IN THE SENATE, December 16, 1843.

Mr. Speaker and Gentlemen:

Senate ask leave of your House to restore to the "Bill to amend the law in relation to recording Mortgages, and to regulate the lien thereof," the 1st 2nd and 3rd Sections, stricken out by your House on 3rd reading. And also ask leave to add the following amendment: "And be it further enacted, That every verbal agreement between the vendor and vendee of personal property, whereby the vendor who has parted with the possession thereof to the vendee, shall reserve to himself any interest in the same, shall be null and void as to third persons."

By order of the Senate:

ANGUS PATTERSON, *President.*

The House refused to grant leave to the Senate to restore the sections stricken out by this House, and also refused to grant leave to add the amendment proposed by Senate.

Mr. MANNING, from the Committee on Internal Improvements, made a Report on the exhibit of the expenditures of the Superintendent of Public Works, from 1st December 1842 to February 1843; which was ordered for consideration on Monday next.

The Senate then attended and joined the House in a ballot for President and Directors of the Bank of the State of South-Carolina.

Mr. SITGREAVES obtained leave to withdraw the documents accompanying the Governor's Message No. 1, relating to the Catawba Indians.

The following Message was received from the Senate:

IN THE SENATE, December 16, 1843.

Mr. Speaker and Gentlemen:

Senate insist on asking leave of your House to amend the Bill, to "amend the law in relation to the recording of mortgages, and to regulate the *lien* thereof," as requested in the last Message from the Senate on that subject; and Senate have appointed Messrs. MOSES, BOYCE and YOUNG a Committee of free conference on the part of the Senate, and respectfully ask your House to appoint a similar Committee.

By order of the Senate:

ANGUS PATTERSON *President.*

The House insisted on their refusal to permit the Senate to amend the Bill, and agreed with the Senate to appoint a Committee of Conference, and appointed Messrs. FROST, HENRY, and HUNT of the Committee, on the part of this House, to meet and confer with the Committee of the Senate on the subjects of a disagreement between the two Houses.

A Bill to amend an Act entitled "An Act to provide against the suspension of specie payments by the Banks of this State," was read the third time and passed. *Resolved*, that the title thereof be changed, that it be called "An Act," and sent to the Senate.

A Bill from the Senate, to amend an Act entitled "An Act to provide against the suspension of specie payments by the Banks of this State," was ordered to lie on the *table*.

The Senate then attended and joined the House in a first ballot for Superintendent of Public Works.

The following Bills from the Senate, were read a second time in this House:

A Bill to increase the penalty for concealing or carrying away any slave accused of a capital crime; and

A Bill to restore to each Branch of the Legislature the right of enquiring into the Finances of the State.

Ordered, that they be returned to the Senate.

The Senate then attended and joined the House in a ballot for State Reporter.

Mr. GEDDES, from the Committee appointed to count the votes given on the first ballot for Superintendent of Public Works, reported, that W. W. Ancrum received 58 votes, J. Sitgreaves 25, J. A. Leland 43, E. Alexander 25, and Mr. Haws 1, and that, no candidate having received a majority, there is consequently, no election.

The Senate then attended and joined the House in a ballot for Comptroller General.

On motion of Mr. MIDDLETON, a Message was ordered to be sent to the Senate, proposing to go forthwith into a second ballot for Superintendent of Public Works.

The Report of the Committee of Ways and Means, on a Bill from the Senate, to regulate the Auditing of Contingent Accounts against the State, recommending that the Bill do not pass, was considered and agreed to, and the Bill was consequently rejected.

Mr. KING submitted the following Resolution, which was ordered for consideration on Monday next;

Resolved, That no Contingent Account shall be passed upon by the Legislature, at any Session, unless it has been deposited with the Comptroller General on or before the first of October preceding, in accordance with the now existing law on the subject.

Mr. R. C. GRIFFIN, from the Committee appointed to count the votes given for Comptroller General, on the first ballot, reported that William Laval received 119 votes and is duly elected.

Mr. GRAHAM from the Committee appointed to count the votes given for State Reporter, on the first ballot, reported that Mr. Spears had received 97 votes and is duly elected.

A Bill from the Senate, to authorize the Superintendent of Public Works to dispose of certain lands belonging to the State, was read the second time and ordered to be returned to the Senate.

Report of the Delegation of St. John's, Berkley, and St. James', Goose Creek,
On the dividing line between said Parishes:
Report of the Special Committee,
On the repairs of the Capitol:
Resolutions respecting the Capitol and the adjacent grounds, and providing for the appointment and prescribing the duties of a Keeper.

On motion of Mr. HENRY,

Resolved, That the use of this Hall is granted to Mr. Hawkins, to-morrow evening, for the purpose of delivering a lecture on Temperance.

Mr. NORTHROP, from the Committee on Education, made a Report upon the Returns of the Commissioners of Free Schools for the several Districts and Parishes of this State; which was ordered for consideration on Monday next.

Mr. MEMMINGER, from the Committee of Ways and Means, made Re-Reports,
On the Petition of Peter Vaught, tax-collector, and
On the Report of the Committee of Finance and Banks of the Senate, on the Petition of William McKenna; which were ordered for consideration on Monday next.

The House concurred in and returned to the Senate the following Reports:
Reports of the Committee on Claims of the Senate,
On the Petition of William H. Steele;
On the Account of W. W. Purse;
On the Petition of John W. Burbridge;
On the Account of James Graham; and
On the Account of D. Johnson:
Report of the Committee on the College, Education and Religion,
On the Comptroller's Report, respecting the balance of the Free School fund for Kingston:
Report of the Committee on Finance and Banks,
On the Petition of C. W. Edwards:
Report of the Committee on the Military and Pensions,
On the Petition of Martha Carroll: and
Report of the Committee on the Lunatic Asylum and Medical Accounts,
On the Petition of citizens of Barnwell, praying that compensation be made to Drs. Dugas and Ford.

The Reports of the Committee of Ways and Means, on the Petitions of Sarah Smart, Sen., and Sarah Smart jun., were recommitted to the same Committee, with instructions to grant the prayer of the Petitioners.

The following Reports were ordered to lie on the *table:*
Reports of the Commitee on Roads Bridges and Ferries,
On the Petition of citizens of Spartanburg, praying that a road may be re-opened;
Or the Petition of citizens of Fairfield, with a similar prayer;
On the Petition of citizens of Newberry, praying that the Commissioners of Roads may be elected by the people;
On the Petition of the Commissioners of Roads of York, praying that the duties of Commissioners of Roads may be more clearly defined, in granting licenses, and respecting the mode of working the Roads;
On the Petition of citizens of Sumter, praying alterations in the Road laws;

On the Petition of citizens of Newberry, praying that a different mode may be adopted in the appointment of Commissioners of Roads;

On the Petition of citizens of Laurens, praying alterations in the Road Laws;

On the Petition of citizens of Darlington, for a new road;

On the Petition of citizens of Camden, praying for a public road from Camden to Gadsden; and

On the Petition of Zachariah Lynes:

Report of the Committee on Internal Improvements,

On the Petition of Dr. James Wallace:

Report of the Special Joint Committee,

On the Memorial of the City Council of Charleston, praying for a local Judge:

Report of the Committee on Agriculture,

On the Petition of W. B. Villard:

Report of the Committee on Colored Population,

On the Presentment of the Grand Jury of Colleton, respecting free colored debtors:

Report of the Committee on the Judiciary,

On a Resolution, directing an enqniry into the expediency of abolishing the sale of white men:

Report of the Committee on the Military,

On a Resolution, in relation to the formation of an independent Battalion to be composed of the James' Island, Edisto Island, Wadmalaw and John's Island Companies:

Reports of the Committee on Claims,

On the Petition of R. G. Norton; and

On the Account of Samuel Weir: and the

Report of the Committee on Pensions,

On the Report of the Committee on the Military and Pensions of the Senate, on the Petition of Ann Richardson.

The following Resolution was ordered to lie on the table:

Resolved, That the Members of the General Assembly shall be and the same are hereby appointed *ex officio* members of the Board of Commissioners of Free Schools, for their respective Districts and Parishes, in addition to the Commissioners now appointed by law.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee of Ways and Means,

On the Petition of Bryant Weatherbee;

On the Petition of Samuel Meek;

On a Resolution as to the payment of the expenses of the Visiters of the Military Acadamies;

On the Petition of John Pintard; and

On the Petition of D. L. McKay:

Report of the Committee on the Judiciary,

On the Petition of Thomas Moore:

Reports of the Committee on Claims,

On the Petition of Robert Cox; and

On the Petition of Beaufort T. Watts:

Reports of the Committee on Education,

On the Ludlam School Fund; and

the accounts of the Treasurer of the same; which was ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, to whom was referred so much of the Comptroller General's Report as relates to the dividends received from the Rail Road Company, made a Report, which was ordered for consideration to-morrow.

Mr. BULL, from the Committee on Vacant Offices, made a Report, appointing Magistrates, Commissioners of Free Schools, Commissioners to approve public securities, Commissioners of Public Buildings, Commissioners of Fish Sluices, Coroners, Escheators, and Commissioners for Black River; which was ordered for consideration to-morrow.

Mr. ROPER submitted the following Resolution, which was ordered for consideration immediately, agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the four thousand copies of Mr. Ruffin's Agricultural Survey of the State of South-Carolina, be distributed in the following manner:

100 copies to be placed at the disposal of His Excellency the Governor,
5 copies to be allotted to every Agricultural Society throughout the State,
5 copies to the Legislative Library,
5 copies to the College Library,
5 copies to the Charleston Library,
5 copies to the Apprentices Library Society,
100 copies to Mr. Edmund Ruffin,

And the remainder distributed according to the scale of State Representation, including the Senators.

Resolved, That the Treasurers of the Upper and Lower Divisions be charged with the delivery of said Reports, according to the forgoing Resolution, and that they be sent to their several destinations at the same time the tax books are transmitted.

The following Message was received from the Senate:

IN THE SENATE, December 18, 1843.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the Bill to amend an Act entitled "An Act to provide against the suspension of specie payments by the Banks of this State," by restoring to the Bill the several clauses inserted therein by the Senate on the second reading, as an amendment for the clauses in the said Bill as it came from the House, and which were stricken out by the Senate.

By order of Senate:
ANGUS PATTERSON, *President.*

The House refused to grant leave to the Senate to make the amendments proposed, and a Message was sent accordingly.

Mr. MEMMINGER submitted the following Resolution, which was ordered to be considered immediately, agreed to, and sent to the Senate for concurrence:

Resolved, That the Comptroller General is hereby instructed to enquire what Lotteries are now in existence under the laws of this State; also, what amount of money has been raised, and what remains to be raised on any Lottery now allowed by law, and also what disposition has been made of the Fund raised by the Lottery heretofore authorized to purchase a Brigade Pa-

rade Ground in Charleston, and that he report to the next General Assembly upon the said several matters, all such information as may enable the General Assembly to act upon them understandingly.

The following Message was received from the Senate:

IN THE SENATE, December 18, 1843.

Mr. Speaker and Gentlemen:

Senate insists on asking leave of your House to amend the Bill to amend an Act entitled "An Act to provide against the suspension of Specie payments by the Banks of this State," as requested in the last Message from the Senate, and have appointed Messrs. HIGGINS, McWILLIE and RHETT, a Committee of free conference, and respectfully request your House to appoint a Committtee to meet the Committee of the Senate.

By order of Senate:

ANGUS PATTERSON, *President.*

The House insisted on their refusal to grant leave to the Senate to make the amendments proposed, and concurred in so much of the Message as proposes the appointment of a Committee of conference, and appointed on the part of the House, Messrs. HENRY, MEMMINGER and E. G. PALMER, of the Committee, to meet the Committee on the part of the Senate, on the subject of disgreement between the two Houses.

On motion of Mr. MEMMINGER, the Report of the Committee of Ways Meansand on the Message of the Governor in relation to the suits against the Banks, was *taken up*, and after discussion thereon,

On motion of Mr. PHILLIPS, the Report was ordered to lie on the *table.*

The following Acts were returned by the Senate and committed to the Committee on Engrossed Acts:

An Act to establish an Inspection and Ware House at Hamburg, in Edgefield District;

An Act to authorize the formation of a new Volunteer Company within the limits of the 23rd Regiment of Infantry;

An Act to reduce the capital of the Charleston Insurance and Trust Company;

An Act to authorize the formation of a Regiment of Artillery in the Parishes of St. Philip and St. Michael;

An Act to raise supplies for the year commencing in October, one thousand eight hundred and forty-three; and

An Act prescribing the duties of certain officers in the collection of supplies, the payment of salaries, and for other purposes.

The following Bills were returned by the Senate, and read a third time: Resolved that they do pass; that the titles thereof be changed; that they be called "Acts," and sent to the Senate.

A Bill to vest in the administrator of John Young, the interest of the State in certain real estate, and for other purposes;

A Bill to vest in Frederick William Green the Columbia Canal for twenty-one years; and

A Bill to provide for the payment of a portion of the Public Debt.

The Senate then attended and joined the House in a second ballot for Superintendent of Public Works.

The following Message was received from the Senate:

In the SENATE, December 18, 1843.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the Bill to establish certain Roads, Bridges and Ferries, by striking out the following sections, viz:

"Sec. 1. That the Ferry across Edisto River, at Jacksonboro', be and the same is hereby rechartered and vested in Dr. Emanuel Witsell, his heirs and assigns, for the term of seven years, with the same rates of toll now allowed by law.

Sec. 15. *Be it further enacted*, That the Commissioners of Roads be and the same are hereby authorized and empowered, upon the return of *nulla bona* being made by any Sheriff or other officer, on any execution issued by them, or any of them, to issue a *capias ad satisfaciendum*, in lieu of said execution or executions.

By order of Senate:

ANGUS PATTERSON, *President.*

The House granted leave to the Senate to make the amendments proposed, by striking out the sections, and an answer was returned.

Mr. PICKENS, from the Committee on Privileges and Elections, made a Report, establishing places and appointing Managers of election for the next General Elections; which was ordered for consideration to-morrow.

Mr. HUNT presented accounts for oil, matting, &c., for the use of this House; which were referred to the Committee on Claims.

The Senate returned to this House,

A Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-three; which was read the third time. *Resolved*, that it do pass; that the title thereof be changed; that it be called "an Act," and sent to the Senate.

Leave of absence was granted to Mr. ROWELL, from and after this day, on account of the indisposition of his family.

The following Acts were sent by the Senate, and read the third time. Resolved, that they do pass: *Ordered*, That they be returned to the Senate:

An Act regulating Hawkers and Peddlers;

An Act to amend the law in relation to actions commenced by writ of foreign attachment;

An Act to establish the office of Assayer;

An Act to authorize the Superintendent of Public Works to dispose of certain lands belonging to the State;

An Act to restore to each Branch of the Legislature, the right of enquiring into the finances of the State; and

An Act to increase the penalty for concealing or conveying away any slave accused of a capital crime.

Mr. JOSEPH A. BLACK submitted the following Resolution, which was agreed to and ordered to be sent to the Senate for concurrence:

Resolved, That the Comptroller General do annually report to the General Assembly, the accounts for public printing, as paid at the Treasury, with the items thereof in detail, to the end that the General Assembly may be apprized of all the particulars thereof.

Mr. HUNT, from the Committee on Federal Relations, made a Report on Resolutions from Alabama, accompanying the Governor's Message No. 1;

which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence.

Mr. HARDIN, from the Committee appointed to count the votes given on the second ballot for Superintendent of Public Works, reported that W. W. Ancrum received 71 votes, J. A. Leland 54, and J. Sitgreaves 25, and that no candidate having received a majority, there is, consequently, no election.

The following Message was received from the Senate:

IN THE SENATE, December 18, 1843.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a third ballot for Superintendent of Public Works.

By order of the Senate:

ANGUS PATTERSON, *President.*

In which the House concurred, and returned an answer.

The Senate sent to this House the following Act, which was read the third time and passed. Ordered, that it be returned to the Senate:

An Act to inflict capital punishment on slaves and free persons of color who may commit a certain offence.

The Senate then attended and joined the House in a ballot for Solicitors of the Western and Middle Circuits.

The Senate returned to this House the following Acts, which were committed to the Committee on Engrossed Acts:

An Act to change the name of the Louisville, Cincinnati and Charleston Rail Road Company, and to unite the same with the South-Carolina Canal and Rail Road Company, and for other purposes; and

An Act to establish certain Roads, Bridges and Ferries.

The Senate then attended and joined the House in a third ballot for Superintendent of Public Works.

The Report of the Committee on Accounts, on the Contingent accounts against the Upper Division of the Treasury, was read and agreed to, and ordered to be sent to the Senate for concurrence.

Mr. HAY, from the Committee appointed to count the ballots given for Solicitors of the Middle and Western Circuits, reported that James J. Caldwell received 104 votes, and is elected Solicitor of the Middle Circuit, and that J. N. Whitner received 107 votes, and is elected Solicitor of the Western Circuit.

Mr. JAMISON, from the Committee appointed to count the votes given for Superintendent of Public Works, on the third ballot, reported that J. A. Leland received 77 votes, W. W. Ancrum, 67, and scattering, 2,—and that, 74 being a majority, J. A. Leland is duly elected.

Mr. HUNT, from the Committee appointed on the part of this House, to meet and confer with a Committee on the part of the Senate, on the subjects of disagreement between the two Houses, arising out of a Bill in relation to recording mortgages and to regulate the *lien* thereof, made a Report, which was considered immediately and agreed to.

The following Message was then received from the Senate:

In SENATE, December 18, 1843.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the "Bill in relation to recording Mortgages and to regulate the *lien* thereof," as follows:

In the first section of amendment proposed by Senate, strike out the words "third persons," and insert "subsequent creditors or purchasers for valuable consideration without notice."

In the same section strike out the word "ninety," wherever it occurs, and insert "sixty."

In the second section of amendment proposed by Senate, strike out the words "third persons," and insert "subsequent creditors or purchasers for valuable consideration without notice."

In the same section strike out the word "ninety" wherever it occurs, and insert "sixty."

And adopt as a 3d section of the Bill, the following:

"*And be it further enacted,* That every verbal agreement between the vendor and vendee of personal property, whereby the vendor who has parted with the possession thereof to the vendee, shall reserve to himself any interest in the same, shall be null and void as to subsequent creditors or purchasers for valuable consideration, without notice.

By order of the Senate:

ANGUS PATTERSON, *President.*

The House granted leave to the Senate to make the amendments proposed in the said Message, and an answer was returned.

The Report of the Special Committee to whom was referred so much of the Governor's Message as relates to the establishment of a High School at Limestone Springs, and the report of the Commissioners appointed by direction of the Legislature, to examine the buildings and premises at the Limestone Springs, was read, and after consideration thereof,

On motion of Mr. HENRY, it was made the Special Order of the day for this day, at 45 minutes past 6 o'clock, P. M.

At 16 minutes before 4 o'clock, business was suspended, till half past 6 o'clock, P. M.

(RECESS.)

When the SPEAKER resumed the Chair,

The Report of the Committee on Claims, on the account of DuBose & Johnston, for furnishing State Reports, was considered and agreed to, and ordered to be sent to the Senate for concurrence.

The Senate returned to this House the following Acts, which were committed to the Committee on Engrossed Acts:

An Act to vest in Rebecca Burdell and her children, the right of the State to the escheated property of Charles Ellis;

An Act to vest in Frederick William Green, the Columbia Canal for twenty-one years;

An Act to authorize office copies of deeds, in certain cases, to be given in evidence;

An Act supplementary to an Act entitled "An Act to give the Commissioners of the Poor for the several Districts and Parishes of this State, power to purchase lands and build Poor Houses thereon, for the support and maintenance of the poor of said Parishes and Districts," passed 16th December, 1824;

An Act to amend the second section of an Act to convert the Arsenal at Columbia, and the Citadel and Magazine in and near Charleston, into Military Schools;

An Act to authorise the Superintendent of Public Works to sell to Wilson Barton, a tract of the State's land;

An Act to provide compensation to the owners of slaves executed;

An Act to alter and amend the Patrol Law;

An Act to vest in the Administrator of John Young, the interest of the State in certain real estate, and for other purposes;

An Act to alter the times of the sittings of the Courts of Equity in the third Circuit, and to establish a Court of Equity in Horry District;

An Act to provide for the payment of a portion of the public debts;

An Act to amend an Act entitled "an Act to authorize the sale of the real estate of Alexander Downer, deceased, and for other purposes;" and

An Act to authorize the Superintendent of Public Works to convey to Daniel McCullough, all the right and title of the State to the Mount Dearborn tract of land.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the account of Dr. J. E. Bignon;

On the accounts of Mellard and Parker, C. R. Parker, and Mellard, Murray and Shuler; and

On the account of A. H. Pemberton:

Report of the Committee on Pensions,

On the Petition of Mary Morrow and Sarah Morrow:

Reports of the Medical Committee,

On the account of Dr. T. C. Austin, and

On the Petition of Dr. John H. Boatwright: and

Report of the Committee on the Lunatic Asylum,

On the Petition of the Regents of the Lunatic Asylum, praying an appropriation.

Mr. MEMMINGER, from the Committee appointed to meet and confer with a Committee of the Senate, on the disagreement of the two Houses, respecting the provisions of a Bill to amend "An Act to provide against the suspension of specie payments by the Banks of this State," made a Report, which was ordered to lie on the *table*.

The following Message was then received from the Senate:

In the SENATE, December 18, 1843.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend a Bill to amend an Act entitled "An Act to provide against the suspension of specie payments by the Banks of this State," by striking out all after the title of the Bill, for the purpose of inserting the accompanying sections.

By order of the Senate:

ANGUS PATTERSON, *President.*

The House granted leave to the Senate to amend the Bill, by striking out all after the title of the Bill and inserting the sections referred to by the Senate, and recommended by the Committee of free conference; and an answer was returned.

The House considered and agreed to the following Reports, which were ordered to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the Accounts for repairs done on the State House;
On the Accounts of I. C. Morgan, for printing;
On the Account of Thomas W. Glover, Clerk of the House of Representatives, for stationery; and
On the Petition of James Fuller:
Reports of the Committee on Internal Improvements,
On the Account of J. B. Earnest;
On so much of the Report of the Superintendent of Public Works as relates to Lockhart's Canal; and
On the Exhibit of the expenditures of the Superintendent of Public Works, from 1st December, 1842, to February, 1843:
Report of the Committee on Pensions,
On the Petition of Abel Robins:
Report of the Committee on Education,
On the Returns of the Commissioners of Free Schools throughout the State:
Reports of the Committee of Ways and Means,
On the Petition of Peter Vaught;
On the Petition of Sarah Smart, Senr.; and
On the Petition of Sarah Smart, Junr.

Mr. HUNT, from the Committee on Federal Relations, made a Report on so much of the Governor's Message, No. 2, as relates to the sites of Fortifications in Charleston Harbor; which was ordered to lie on the *table*.

The House then proceeded to the consideration of the Report of the Special Committee, to whom had been referred so much of the Governor's Message No. 1, as relates to the establishment of a High School at Limestone Springs, and the Report of the Commissioners appointed by the Legislature, on the same subject:

The following Resolution, being the 4th recommended for adoption by the Committee, was read:

4. That the President and Directors of the Bank of the State of South-Carolina be directed to transfer to the State the Limestone Springs property purchased by the said Bank; and that the Board of Trustees of the South-Carolina College be requested to prepare and present to the Legislature, at its next session, a plan for organizing a High School at the Limestone Springs, in such manner as not to interfere with the Free School System, and with such a course of studies as will not bring the High School into injurious collision with the South-Carolina College.

The question was then put, will the House agree to the Resolution? which was decided in the negative.

Yeas.....32.
Nays.....54.

The Yeas and Nays were requested, and are as follows:

Those who voted in the Affirmative, are

The Hon. William F. Colcock, Speaker,

Messrs. Black, J. A.	Messrs. Guignard,	Messrs. O'Bryan,
Blake,	Harrison,	Palmer, P. P.
Bonham,	Henry,	Pickens,
Bowker,	Hibben,	Porter,
Cannon,	Hunt,	Poyas,
Carn,	Jamison,	Rhett,

Messrs. DeSaussure,	Messrs. King,	Messrs. Sebring,
Dickinson,	Long,	Seymour,
Gist,	Miller, J. P.	Sitgreaves,
Gregorie,	Northrop,	Walker, and
	Wilson, James J.	

Those who voted in the negative are

Messrs. Alston, W. J.	Messrs. Graham,	Messrs. Perrin,
Ancrum,	Griffin, C. B.	Pressly,
Ashby,	Griffin, R. C.	Quattlebum,
Barton,	Hay,	Raysor,
Blakeney,	Irby,	Reynolds,
Boswell,	Jackson,	Rodgers,
Broyles,	Jolly,	Rowell,
Cook,	McLure,	Simons,
Cox,	McElroy,	Sims,
Crockett,	Mayes,	Smith, Henry J.
Darby,	Memminger,	Smith Henry
Davis, Henry	Middleton,	Smith, Joel
Dickson,	Miller, John C.	Smith, John
Earle,	Mortimer,	Strother,
Eaves,	Mouzon,	Torre,
Gaillard,	Myers,	Williams,
Gavin,	Nicholson,	Wilson, Isaac D.
Gowin,	Palmer, E. G.	Woodward.

The Report was then ordered to lie on the *table*.

The House considered and agreed to the Report of the Committee on Internal Improvements, on Message No. 5, of His Excellency the Governor, and the Report of the Commissioner of Columbia respecting the proceeds derived from the sales of vacant Lots, and Lots remaining unsold; which was ordered to be sent to the Senate for concurrence.

The House also considered and agreed to the Report of the Committee on Federal Relations, on so much of the Governor's Message No. 1, as relates to the annexation of Texas to the Union, and also, resolutions on the same subject; which was ordered to be sent to the Senate for concurrence.

Mr. PERRIN, from the Committee on Claims, made Reports,

On sundry accounts for oil, mats, &c.. for the use of the House of Representatives; and

On the Petition of John B. O'Neall, praying compensation for a slave executed; which were ordered to be considered immediately, agreed to, and ordered to be sent to the Senate for concurrence.

On motion of Mr. RHETT, leave of absence was granted to Mr. WALKER, after this day, on account of the sickness of a member of his family.

The Senate sent to this House for concurrence, the Report of the Committee on Finance and Banks, on the Petition of A. C. Bomar: which was referred to the Committee of Ways and Means.

The following Acts were returned by the Senate and committed to the Committee on Engrossed Acts:

An Act to amend an Act entitled "An Act to provide against the suspension of specie payments by the Banks of this State; and

An Act to amend the law in relation to recording mortgages, and to regulate the *lien* thereof.

On motion of Mr. GRAHAM, the House adjourned at 13 minutes past 9 o'clock, P. M.

TUESDAY, DECEMBER 19, 1843.

At the hour to which the House adjourned, the Clerk called the roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday was read.

Mr. GAVIN obtained leave to withdraw the Petition of sundry citizens of St. George's Parish, praying the opening of a new road, and

The Petition of Richard Minus, and sundry citizens, against the opening of said road.

The Senate sent to this House for concurrence:

The Reports of the Committee on Claims of the Senate,

On the Account of Samuel Weir;

On the Account of John A. Stuart, for printing;

On the Account of A. H. Pemberton, for printing the Bank Compilation, &c.;

On the Account of Alexander Fewell; and

On the Petition of E. C. Shirley, J. Cathcart, and others, praying compensation for guarding a slave; which were referred to the Committee on Claims of this House:

The Report of the Committee on the Military and Pensions, on the Petition of Samuel McElhaney, praying to be placed on the Pension list; which was referred to the Committee on Pensions of this House.

The Senate also sent to this House the following Reports, which were concurred in and ordered to be returned:

Report of the Committee on the Lunatic Asylum and Medical Accounts, on the Report of the Regents of the Lunatic Asylum;

Report of the Judiciary Committee, on a Resolution as to the Statutes at Large;

Report of the Committee on Finance and Banks, on the disbursements of the Transient Poor Fund for Georgetown; and

The Report of the Special Joint Committee of the Senate and House of Representatives, on the Civil and Military Contingent Accounts of the Governor.

The Senate sent to this House for concurrence, the following Resolutions, which were considered immediately, concurred in, and ordered to be returned:

Resolution appointing Commissioners of Public Buildings for Sumter;

Resolution providing for having a copy of the Catawba Indian Treaty recorded and filed in certain Offices;

Resolution as to the Free School Fund for Prince William's;

Resolution providing for Printing the Special Reports of the President of the Bank and Comptroller General;

Resolution for publishing the appointment of Commissioners of Deeds; and

A Resolution providing for retaining the Appeal Court Library in Charleston.

The Senate sent for concurrence, the Report of the Committee on Federal Relations of the Senate, on the Governor's Message, No. 1, relating to Texas; which was ordered to lie on the *table.*

The Senate concurred in and returned to this House,

The Report of the Committee on Internal Improvements,

On "A Bill to reduce the ferriage at Vance's Ferry at the time of high water;" and

The Report of the Committee of Ways and Means,

On the Return of the City Council of Charleston as to the Transient Poor Fund.

The Senate also concurred in and returned the following Resolutions:

Resolution directing the Superintendent of Public Works to draw the unexpended balance of an appropriation made for Socastee Creek;

Resolution as to the Keeper of the State House; and

A Resolution requesting the Governor to present a sword to an officer of the United States Navy.

The House considered and agreed to the Report of the Committee on Privileges and Elections, establishing places and appointing Managers of Elections; which was ordered to be sent to the Senate.

The House concurred in and returned to the Senate,

The Report of the Committee on Finance and Banks,

On the Petition of A. C. Bomar, praying to be refunded a sum of money paid by mistake into the Treasury.

The Senate sent to this House the following Message:

IN THE SENATE, December 19, 1843.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend "A Bill to make appropriations for the year commencing in October one thousand eight hundred and forty-three," by adding, in the 2d line of the 6th Section, the words "*four hundred*" after the word "*thousand*" so that it would read, if amended, "*For the payment of Contingent Accounts against the Upper Division of the Treasury, seventeen thousand four hundred dollars.*" And in the same section, to strike out "*nine*" to insert "*thirteen,*" so that, if amended, the section will read, "For the payment of Contingent Accounts against the Lower Division of the Treasury, thirteen thousand dollars, if so much be necessary.

By order of Senate:

ANGUS PATTERSON, *President.*

The House granted leave to the Senate to make the amendments proposed, and an answer was returned.

The following Message was also received from the Senate.

IN THE SENATE, December 19, 1843.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend a Bill to make appropriations for the year commencing in October one thousand eight hundred and forty-three, by striking out, in the 12th section, the word "repairing" for the purpose of inserting the word "enlarging," so that the section will read, if

amended, "four thousand dollars for enlarging or rebuilding the Court House for Fairfield District."

By order of Senate:

ANGUS PATTERSON, *President.*

The House granted leave to the Senate to make the amendments proposed, and an answer was returned.

Mr. CROCKETT, from the Committee on Pensions, made an unfavorable Report on the Report of the Committee on the Military and Pensions of the Senate, on the Petition of Samuel McElhany, praying to be placed on the Pension roll; which was agreed to.

On motion of Mr. CROCKETT, the Committee on Pensions was discharged from the further consideration of

The Petition of sundry citizens of Pendleton District, praying that Elias Hollinsworth be placed on the Pension list, and

The Petition of Nancy Fry, praying that the arrears of pension due her late husband may be paid to her, and that she may be placed on the Pension list of this State.

Mr. PERRIN, from the Committee on Claims, made a Report on the Account of John A. Stuart for printing; which was agreed to and ordered to be sent to the Senate.

The Senate returned to this House "An Act to make appropriations for the year commencing in October one thousand eight hundred and forty-three," which was committed to the Committee on Engrossed Acts.

The Report of the Committee on Vacant Offices, appointing Magistrates, Commissioners of Free Schools, Commissioners of Public Buildings, Commissioners to approve Public Securities, Commissioners of Fish Sluices, Coroners, Escheators, and Commissioners for Black River, was read, agreed to, and ordered to be sent to the Senate for concurrence.

The House read and concurred in the Report of the Joint Committee on Accounts, on the Report of the Comptroller General on the Contingent Accounts against the Lower Division of the Treasury; which was ordered to be returned to the Senate.

The House considered and agreed to the Report of the Committee on Education, on so much of the Governor's Message No. 4, as relates to a division of the Professorship of Languages in the South-Carolina College; which was ordered to be sent to the Senate for concurrence.

The House concurred in and returned to the Senate the following Reports:

Reports of the Committee on Claims of the Senate,

On the Account of Samuel Weir, against the Senate;

On the Account of W. N. Barnett;

On the Account of Samuel Weir, for Printing; and

On the Account of A. Campbell, Surveyor:

Report of the Committee on the Military and Pensions of the Senate,

On the Petition of Nancy Fry:

Report of the Committee on Internal Improvements and Agriculture of the Senate,

On the Accounts of the Superintendent of Public Works:

Report of the Committee on Finance and Banks of the Senate,

On the Petition of Daniel Legare.

The following Reports were considered and agreed to, and ordered to sent o the Senate for concurrence:

Report of the Delegation from St. Philip's and St. Michael's,

On the Petition of D. Truesdell ; and

On the Memorial of the Intendant and Wardens of Moultrieville, and sundry citizens residing on Sullivan's Island, praying that the Petition of D. Truesdell may not be granted :

Report of the Committee on Federal Relations, on so much of the Governor's Message No. 2, as relates to the sites of Fortifications in Charleston Harbor ; and

Report of the Committee of Ways and Means, in relation to the dividends of the Rail Road Company.

The House concurred in and returned to the Senate, the following Reports :

Reports of the Committee on Claims of the Senate,

On the Petition of E. C. Shirly, J. Cathcart and others ;

On the Account of John A. Stuart, for printing ;

On the account of A. H. Pemberton, for printing the Bank Compilation, &c.; and

On the account of Alexander Fewell :

Report of the Committee on Agriculture and Internal Improvements, of the Senate,

On the Petition of Dr. T. W. Moore : and

Report of the Committee of Finance and Banks,

On the Petition of William McKenna.

The House considered and agreed to the following Reports, which were ordered to be sent to the Senate for concurrence :

Reports of the Committee on Federal Relations,

As to French spoliations ;

In relation to the franking privilege ; and

On the distribution of the proceeds of the sales of the Public Lands.

The House concurred in and returned to the Senate,

A Resolution, directing the Comptroller General to postpone a suit against A. D. Hilliard for a tract of land ; and

The Report of the Delegation of St. John's, Berkley, and St. James,' Goose Creek, on the Report of the Commissioners appointed to resurvey the dividing line between St. John's Berkley, and St. James', Goose Creek.

The following Reports were considered and agreed to :

On the Petition of Rebecca King ;

On the Petition of Samuel McElhany ; and

On the Petition of James Head:

Reports of the Committee on the Judiciary,

On volume 1st, of Spear's Law Reports ;

On so much of the Governor's Message as recommends the union of the offices of the Secretary of State at Columbia ; and

On the 2d volume of McMullan's Law Reports:

Reports of the Medical Committee,

On the account of Dr. J. W. Tarrant ;

On the account of Dr. Thomas Teague ; and

On the account of Dr. E. H. Anderson:

Report of the Committee on Internal Improvements,

On a Resolution, instructing them to enquire into the expediency of abolishing the office of Superintendent of Public Works :

Reports of the Committee on District Offices and Officers,

An Act to amend the law in relation to recording mortgages, and to regulate the *lien* thereof.

On motion of Mr. GRAHAM, the House adjourned at 13 minutes past 9 o'clock, P. M.

TUESDAY, DECEMBER 19, 1843.

At the hour to which the House adjourned, the Clerk called the roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday was read.

Mr. GAVIN obtained leave to withdraw the Petition of sundry citizens of St. George's Parish, praying the opening of a new road, and

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On the Account of A. H. Pemberton, for printing the Bank Compilation, &c.;

On the Account of Alexander Fewell; and

On the Petition of E. C. Shirley, J. Cathcart, and others, praying compensation for guarding a slave; which were referred to the Committee on Claims of this House:

The Report of the Committee on the Military and Pensions, on the Petition of Samuel McElhaney, praying to be placed on the Pension list; which was referred to the Committee on Pensions of this House.

The Senate also sent to this House the following Reports, which were concurred in and ordered to be returned:

Report of the Committee on the Lunatic Asylum and Medical Accounts, on the Report of the Regents of the Lunatic Asylum;

Report of the Judiciary Committee, on a Resolution as to the Statutes at Large;

Report of the Committee on Finance and Banks, on the disbursements of the Transient Poor Fund for Georgetown; and

The Report of the Special Joint Committee of the Senate and House of Representatives, on the Civil and Military Contingent Accounts of the Governor.

The Senate sent to this House for concurrence, the following Resolutions, which were considered immediately, concurred in, and ordered to be returned:

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Resolution providing for having a copy of the Catawba Indian Treaty recorded and filed in certain Offices;

Resolution as to the Free School Fund for Prince William's;

Resolution providing for Printing the Special Reports of the President of the Bank and Comptroller General;

Resolution for publishing the appointment of Commissioners of Deeds; and

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The Report of the Committee on Internal Improvements,

On " A Bill to reduce the ferriage at Vance's Ferry at the time of high water;" and

The Report of the Committee of Ways and Means,

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The Senate also concurred in and returned the following Resolutions:

Resolution directing the Superintendent of Public Works to draw the unexpended balance of an appropriation made for Socastee Creek;

Resolution as to the Keeper of the State House; and

A Resolution requesting the Governor to present a sword to an officer of the United States Navy.

The House considered and agreed to the Report of the Committee on Privileges and Elections, establishing places and appointing Managers of Elections; which was ordered to be sent to the Senate.

The House concurred in and returned to the Senate,

The Report of the Committee on Finance and Banks,

On the Petition of A. C. Bomar, praying to be refunded a sum of money paid by mistake into the Treasury.

The Senate sent to this House the following Message:

IN THE SENATE, December 19, 1843.

Mr. Speaker and Gentlemen:

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By order of Senate:

ANGUS PATTERSON, *President.*

The House granted leave to the Senate to make the amendments proposed, and an answer was returned.

The following Message was also received from the Senate.

IN THE SENATE, December 19, 1843.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend a Bill to make appropriations for the year commencing in October one thousand eight hundred and forty-three, by striking out, in the 12th section, the word " repairing" for the purpose of inserting the word " enlarging," so that the section will read, if

On the Petition of sundry citizens of Abbeville, respecting weights and measures;

On a Resolution, directing an enquiry into the expediency of equalizing the costs of Clerks and Magistrates in proceedings on estrays, other than horses and mules:

Reports of the Committee on Roads, Bridges and Ferries,

On the Petition of a number of citizens of St. George's Parish, praying the opening of a new road; and

On the Petition of Richard Minus against opening said road:

Report of the Committee of Ways and Means,

On the Memorial of certain citizens of the 4th Congressional District, praying the establishment of a Bank at Georgetown:

Report of the Committee on Privileges and Elections,

On the Petition of citizens of Edgefield, for a new place of election:

Report of the Committee on Education,

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Report of the Committee on the Lunatic Asylum,

On the Report of the Regency, with an account of receipts and expenditures: and

Report of the Committee on Federal Relations,

On the subject of the fine imposed by Judge Hall on General Jackson.

The Report of the Special Joint Committee of the House of Representatives and Senate,

On the civil and military contingent accounts of the Governor, was ordered to lie on the *table*.

The following Resolutions were ordered to lie on the table:

Resolution as to Contingent Accounts;

Resolution as to having elections held two days in Spartanburgh District.

The House agreed to the Report of the Committee on Federal Relations on Repudiation; which was ordered to be sent to the Senate for concurrence.

The Senate sent to this House for concurrence,

A Resolution for printing the arguments and decision in reference to the Banks, in which the House concurred, and ordered it to be returned.

The Speaker having retired, and Mr. ASHBY having been called to the Chair,

Mr. DESAUSSURE submitted the following Resolution:

Resolved, unanimously, that the thanks of this House are due, and are hereby tendered to the Honorable WILLIAM F. COLCOCK, for the able, dignified and impartial manner in which he has discharged the responsible duties of his office as Speaker of this House; which was agreed to unanimously.

The Reports of the Committee on Claims of this House, on the Reports of the Committee on Claims of the Senate,

On the Petition of H. H. Kinard, late Sheriff of Newberry, and

On the Account of H. T. Franklin, Jailer of Fairfield, were called for consideration:

On motion of Mr. PERRIN, a Message was ordered to be sent to the Senate, asking leave to amend the Report of the Senate, on the Petition of H. H. Kinard, by striking out the words "twenty-nine dollars," and inserting "seven dollars and fifty cents," and to amend the Report of the Senate on the

Account of H. T. Franklin, by striking out the words "forty-three dollars and thirty-eight cents," and inserting "fourteen dollars and thirty-eight cents."

The Senate returned an answer, refusing to grant leave to the House to make the amendments proposed.

The Senate sent to this House for concurrence, the following Reports, which were concurred in and ordered to be returned:

Report of the Committee on the College, Education and Religion, on the Governor's Message No. 4, relating to the unfinished rooms in the College Library building; and the

Report of the Judiciary Committee of the Senate, on the Reports of the Attorney General and Solicitors, on the District Offices throughout the State.

At 23 minutes past 3 o'clock, on motion of Mr. MEMMINGER, business was suspended till 6 o'clock, P. M.

(RECESS.)

When the Speaker resumed the Chair,

The Senate returned to this House with their concurrence,

A Resolution respecting the plat of the dividing line between the Parishes of St. George, Dorchester, and St. James, Goose Creek;

A Resolution directing the Comptroller General to furnish a detailed annual statement of the public printing;

Report of the Delegations from those Parishes, on the division line between St. John's, Berkley, and St. James, Goose Creek:

Reports of the Committee on Internal Improvements,

On the Memorial of the Louisville, Cincinnati and Charleston Rail Road Company, in relation to the duties on Rail Road Iron;

On so much of the Governor's Message No. 2, as relates to Mount Dearborn, and so much of the Superintendent's Report, as refers to the same;

On so much of the Report of the Superintendent of Public Works as relates to Lockhart's Canal;

On the Account of J. B. Earnest; and

On the Exhibit of the expenditures of the Superintendent of Public Works, from 1st December, 1842, to February, 1843:

Report of the Committee on Public Buildings,

On the Presentment of the Grand Jury of Fairfield District, Fall Term, 1843, in relation to the Court House:

Reports of the Committee of Ways and Means,

On the Report of the Secretary of State;

On the Petition of Sarah Smart, senr.; and

On the Petition of Sarah Smart, junr.:

Report of the Committee on the Legislative Library,

On the Governor's Message No. 4, in relation to the Books and Documents in the State House.

The Senate returned with their concurrence,

The Report of the Committee on Privileges and Elections, establishing places, and appointing managers of Elections.

Mr. MEMMINGER submitted the following Resolution, which was considered immediately, agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Governor of the State be requested to advertise for pro-

26. An Act to authorize the formation of a Regiment of Artillery in the Parishes of St. Philip and St. Michael.

27. An Act to authorize the formation of a new Volunteer Company, within the limits of the 23d Regiment of Infantry.

28. An Act to vest in the administrator of John Young, the interest of the State in certain real estate, and for other purposes.

29. An Act to change the name and style of the Louisville, Cincinnati and Charleston Rail-Road Company, and to provide for uniting them with the South-Carolina Canal and Rail-Road Company, and for other purposes therein mentioned.

30. An Act to authorize office copies of deeds in certain cases to be given in evidence.

31. An Act to vest the Columbia Canal in Frederick William Green, for twenty-one years.

32. An Act to reduce the capital of the Charleston Insurance and Trust Company.

33. An Act to amend an Act entitled "an Act to authorize the sale of the real estate of Alexander Downer, deceased, and for other purposes.

34. An Act to establish an Inspection and Ware House at Hamburg, in Edgefield District.

35. An Act to provide compensation to the owners of slaves executed.

36. An Act to amend the law in relation to recording Mortgages, and to regulate the lien thereof.

37. An Act to permit Andrew O'Brien, an alien, to apply for admission to practice in the Courts of Law and Equity of this State.

38. An Act to regulate the sittings of the Courts of Appeal, and for other purposes.

The Committee further reported a Bill to alter and amend the 1st Section of the 3d Article of the Constitution, which had been read three times in the House of Representatives, and three times in the Senate, and agreed to by two-thirds of the whole representation in each House, as engrossed and ready to be certified.

The Report was then ordered to lie on the *table*.

The Senate concurred in and returned to this House,

Resolutions on so much of the Comptroller's Report, as relates to Lotteries in existence and their proceeds:

Resolution directing the Commissioners of Public Buildings in seaport towns, to arrange Jail yards, so as to keep free negroes and persons of color, subject to the provisions of the Act of 1835, separate from all other negroes and free persons of color; and

Resolutions directing the extension of the Rail-Road to the waters of Charleston Harbor:

Reports of the Committee on Pensions,

On the Petition of Abel Robins; and

On the Petition of Mary Morrow and Sarah Morrow:

Report of the Medical Committee,

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Report of the Delegation from St. Philip's and St. Michael's,

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On the Accounts of I. C. Morgan; and
On the Account of T. W. Glover, Clerk of the House of Representatives.
The Senate sent to this House for concurrence,
The Account of Benjamin Hart, for incidental expenses for the State House.
The following Message was received from the Senate:

IN THE SENATE, December 19, 1843.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the Report of the Committee on the Repairs of the Capitol, by striking out the whole Preamble.

By order of the Senate:

ANGUS PATTERSON, *President.*

In which the House concurred, and returned an answer.

The House considered and disagreed to the Reports of the Committee on Claims of this House, on the Reports of a similar Committee of the Senate,
On the Account of H. H. Kinard; and the
Account of H. T. Franklin; and the House concurred in the Reports from the Senate, and ordered them to be returned.

The following Message was received from the Senate:

IN THE SENATE, December 19, 1843.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the Resolution directing the Commissioners of Public Buildings for Colleton District, to sell the lot in Jacksonboro' on which the old Jail stood, by adding the following: "that the Commissioners do sell the said lot to the highest bidder, on a credit of twelve months, taking bond and good security for the purchase money. The said bond to be made payable to the State of South-Carolina, and when taken, to be by the Commissioners lodged in the office of the Treasurer of the Upper Division."

Senate asks leave of your House to amend the Resolutions directing the distribution of "Ruffin's Agricultural Survey of the State," by inserting, af-

ter the words "Apprentices' Library Society," in the first Resolution, "5 copies to the Charleston College Library."

By order of the Senate:

ANGUS PATTERSON, *President.*

In which the House concurred, and returned an answer.

The Senate returned, with their concurrence,

Resolutions directing the distribution of "Ruffin's Agricultural Survey" of the State;

Resolution directing the Commissioners of Public Buildings for Colleton District, to sell the lot in Jacksonboro' on which the old Jail stood;

Resolution directing advertisements for proposals for the public printing;

Resolution directing the Clerks of the Senate and House of Representatives to publish "A Bill to alter and amend the first Section of the third Article of the Constitution," three months before the next General Elections:

Report of the Committee of Ways and Means,

On so much of the Governor's Message as relates to the Public Debt and the Bank of the State, and upon various other documents on the same subject:

Report of the Committee on Vacant offices, appointing Magistrates and other District officers:

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On the Petition of Mary Laird:

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On the Account of the Clerk of the Court of Appeals;

On the Petition of Asa J. Muir; and

On the Account of John A. Stuart.

The following Messages were received from the Senate:

IN THE SENATE, December 19, 1843.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to re-commit to the Engrossing Committee, "An Act to provide compensation to the owners of slaves executed," with instructions to leave out the 2d Section, which had been stricken out by both Houses.

By order of the Senate:

ANGUS PATTERSON, *President.*

IN THE SENATE, December 19, 1843.

Mr. Speaker and Gentlemen;

Senate asks leave of your House to amend the Report of the Engrossing Committee, by striking out the "Act to provide compensation to the owners of slaves executed."

By order of the Senate:

ANGUS PATTERSON, *President.*

The House refused to grant leave to the Senate to re-commit with instructions to strike out the Section in said Bill; and also refused leave to the Senate to amend the Report of the Committee on Engrossed Acts.

The Senate, by a verbal Message, informed the House that they were now ready to ratify the Acts engrossed and passed at the present Session of the General Assembly.

The Speaker, attended by the Officers, and accompanied by the Members of the House, went to the Senate Chamber, where the Acts reported by the Committee on Engrossed Acts were duly ratified.

The Speaker having returned and resumed the Chair, and having announced the Acts ratified at the present Session of the General Assembly, the House of Representatives and Senate, by verbal Messages interchanged through their respective Clerks, were informed that the Legislative business was finished, and that each House was now ready to adjourn the present Session of the General Assembly.

At 10 minutes past 12 o'clock at night, the Speaker adjourned the House, SINE DIE.

ERRATUM.

PAGE 84, line 9, after "James Graham;" read, *which were ordered for consideration to-morrow.*

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OFFICERS ELECTED

BY THE GENERAL ASSEMBLY OF SOUTH-CAROLINA,

AT ITS REGULAR SESSION OF 1843.

Reading Clerk of the Senate,.....JOHN T. GOODWYN.
Messenger of the House of Representatives,.....G. T. ANDERSON.

Comptroller General,.....WM. LAVAL.
Superintendent of Public Works,.....J. A. LELAND.

Law Judge,.....EDWARD FROST.
Solicitor of the Middle Circuit,.....JAMES J. CALDWELL.
Solicitor of the Western Circuit,.....J. N. WHITNER.
State Reporter,.....R. H. SPEARS.

COMMISSIONERS IN EQUITY:

For Barnwell,.....A. P. ALDRICH.
For Edgefield,.....S. S. TOMKINS.
For Fairfield,.....J. J. McCANTS.
For Pickens,.....MILES M. NORTON.
For York,.....W. J. CLAWSON.

PRESIDENT AND DIRECTORS OF THE BANK OF THE STATE:

President,.....F. H. ELMORE.

Directors.

JOHN S. ASHE,
J. S. BOWIE,
SAMUEL BURGER,
ROBERT CALDWELL,
WM. C. DUKES,
WM. M. LAWTON,
M. T. MENDENHALL,
A. McDONALD,
H. T. McGEE,
WM. B. PRINGLE,
GEO. N. REYNOLDS,
D. C. WEBB.

COMMISSIONERS TO TAKE ACKNOWLEDGEMENTS OF DEEDS.

Appointments, by the Governor, of Commissioners to take acknowledgements of Deeds, &c., in other States:

JOSIAH B. MORSE, *for Alabama: Montgomery County, Ala.*
CHARLES H. DUPONT, *for the Territory of Florida: Quincy, Gadsden County, Fla.*
J. McP. LEE, *for Alabama: Dallas County, Ala.*
JAMES SWANN, *for Tennessee, Kentucky, Missouri and Arkansas: Jefferson County, Tenn.*
J. A. PHILLIPS, *for Pennsylvania: City of Philadelphia.*
M. M. COHEN, *for Louisiana: City of New-Orleans.*
WM. H. MAXWELL, *for New-York: City of New-York.*
JAS. T. GRAY, *for Georgia: Augusta, Richmond County, Ga.*
DAN'L. HURTZ, *for District of Columbia: Washington County, D. C.*
THOS. C. PERKINS, *for Connecticut: Hartford, Conn.*
JOHN MORRIS, *for Mississippi: Neshoba County, Miss.*
J. B. GLADNEY, *for Alabama: Pickens County, Ala.*
JOS. B. VARNUM, *for Maryland: Baltimore County, Md.*
JAMES F. MACAULEY, *for Pennsylvania: City of Philadelphia.*
JNO. C. HOLCOMBE, *for Georgia: Savannah, Chatham County, Geo.*
JNO. A. CALHOUN, *for Alabama: Barbour County, Ala.*
JOHN BISSELL, *for New-York: City of New-York.*
HENRY D. CRUGER, *for New-York: City of New-York.*
ANDREW WARREN, *for New-York: City of New-York.*
WM. COCHRAN, *for Alabama: Tuscaloosa County, Ala.*
WM. H. DRAYTON, *for Pennsylvania: City of Philadelphia.*
JAS. B. PHILLIPS, *for New-York: City of New-York.*
ALEX. R. LAWTON, *for Georgia: Savannah, Chatham County, Geo.*
JOS. H. YOUNG, *for Alabama: Mobile County, Ala.*
MOSES B. MACLAY, *for New-York: City of New-York.*
JNO. C. HOLCOMBE, *for Louisiana: City of New-Orleans.*
JOS. B. VARNUM, *for New-York: City of New-York.*